

# **Exhibit A**

**to**

## **Complaint for Patent Infringement**

**The '054 Patent**



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(12) **United States Patent**  
**Cuff et al.**

(10) **Patent No.:** **US 9,198,054 B2**  
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(54) **AGGREGATE LOCATION DYNOMETER (ALD)**

(71) Applicant: **TeleCommunication Systems, Inc.**,  
Annapolis, MD (US)

(72) Inventors: **Michael A. Cuff**, Clyde Hill, WA (US);  
**Todd Gehrke**, Seattle, WA (US);  
**Farhad Kasad**, Bothell, WA (US)

(73) Assignee: **TeleCommunication Systems, Inc.**,  
Annapolis, MD (US)

(\*) Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 U.S.C. 154(b) by 0 days.

This patent is subject to a terminal disclaimer.

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**Related U.S. Application Data**

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**H04W 24/00** (2009.01)  
**H04W 24/08** (2009.01)

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CPC ..... **H04W 24/00** (2013.01); **H04W 4/023** (2013.01); **H04W 24/08** (2013.01); **H04W 64/006** (2013.01); **H04L 67/22** (2013.01); **H04W 4/22** (2013.01)

(58) **Field of Classification Search**

CPC ..... H04W 64/006; H04W 4/22; H04W 4/02; H04W 4/028; H04W 76/007; H04W 4/023; H04W 24/00; H04W 4/025; H04W 24/08; H04W 64/00; H04L 67/22  
USPC ..... 455/404.1, 404.2, 456.1–457, 405, 455/456.6, 456.2, 456.3, 456.5, 435.1, 455/435.2

See application file for complete search history.

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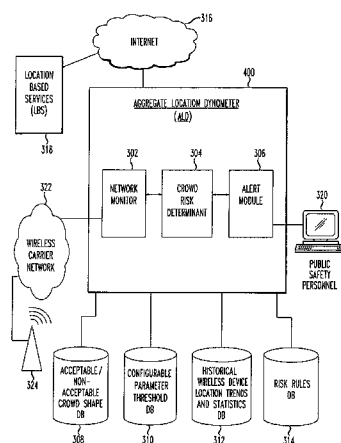
*Primary Examiner* — Olumide T Ajibade Akonai

(74) *Attorney, Agent, or Firm* — William H. Bollman

(57) **ABSTRACT**

An Aggregate Location Dynamometer (ALD) in a physical wireless network alerts to a problematic crowd risk using location based services (LBS). An Aggregate Location Dynamometer (ALD) comprises a Network Monitor, a Crowd Risk Determinant and an Alert Module. The Network Monitor monitors wireless traffic for a potential viral event, associated with a formation of a plurality of wireless devices. The Crowd Risk Determinant requests location information associated with a plurality of wireless devices in a given area regarding a respective viral event. The Crowd Risk Determinant determines if the viral event also indicates a crowd safety risk, based on the shape and movement of observed wireless devices. The Alert Module triggers an alert of an impending crowd problem when crowd risk is above a given threshold. Historical databases are empirically determined and maintained in the Aggregate Location Dynamometer (ALD) for use in viral event and crowd risk assessment.

**14 Claims, 7 Drawing Sheets**



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FIG. 1

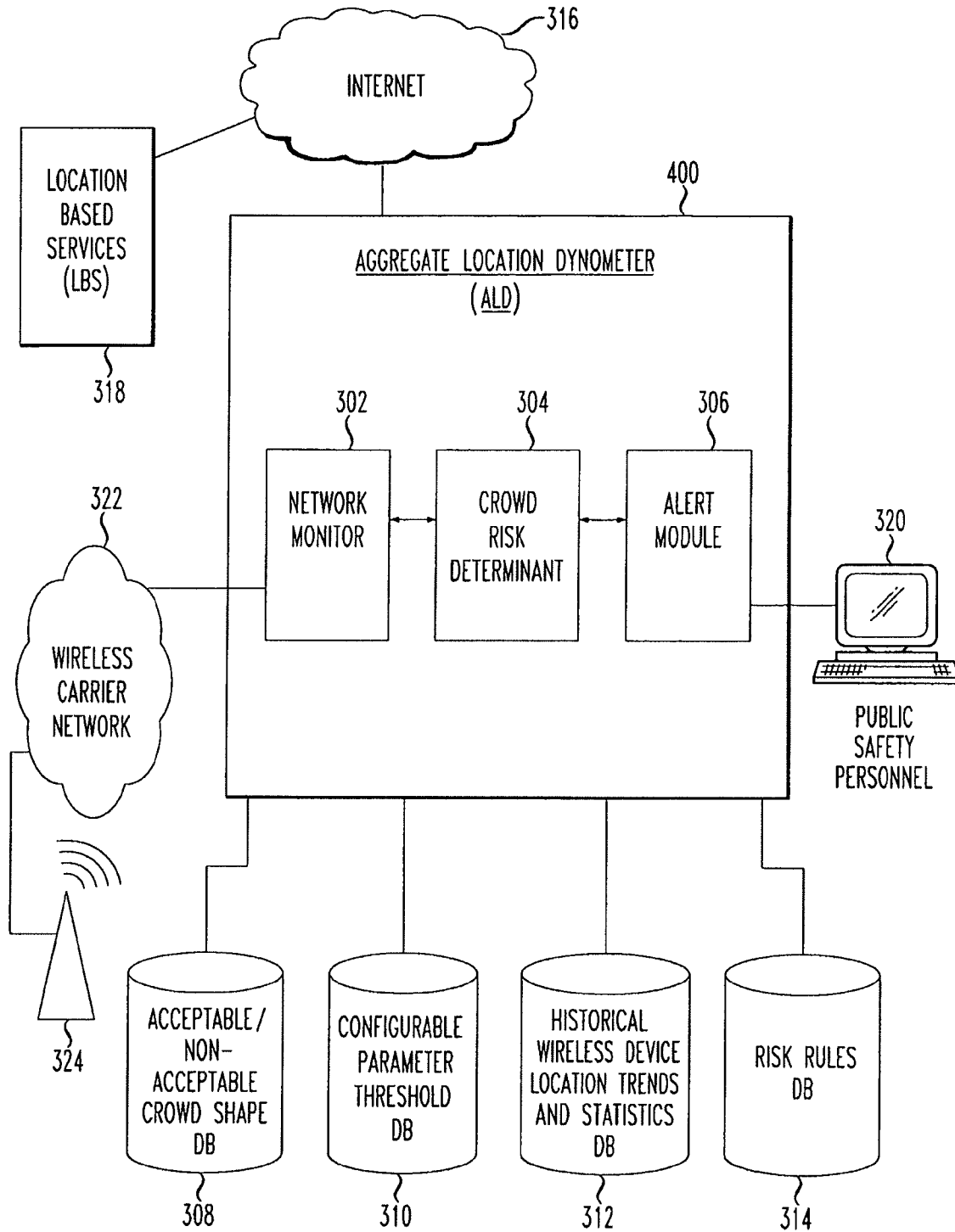


FIG. 2

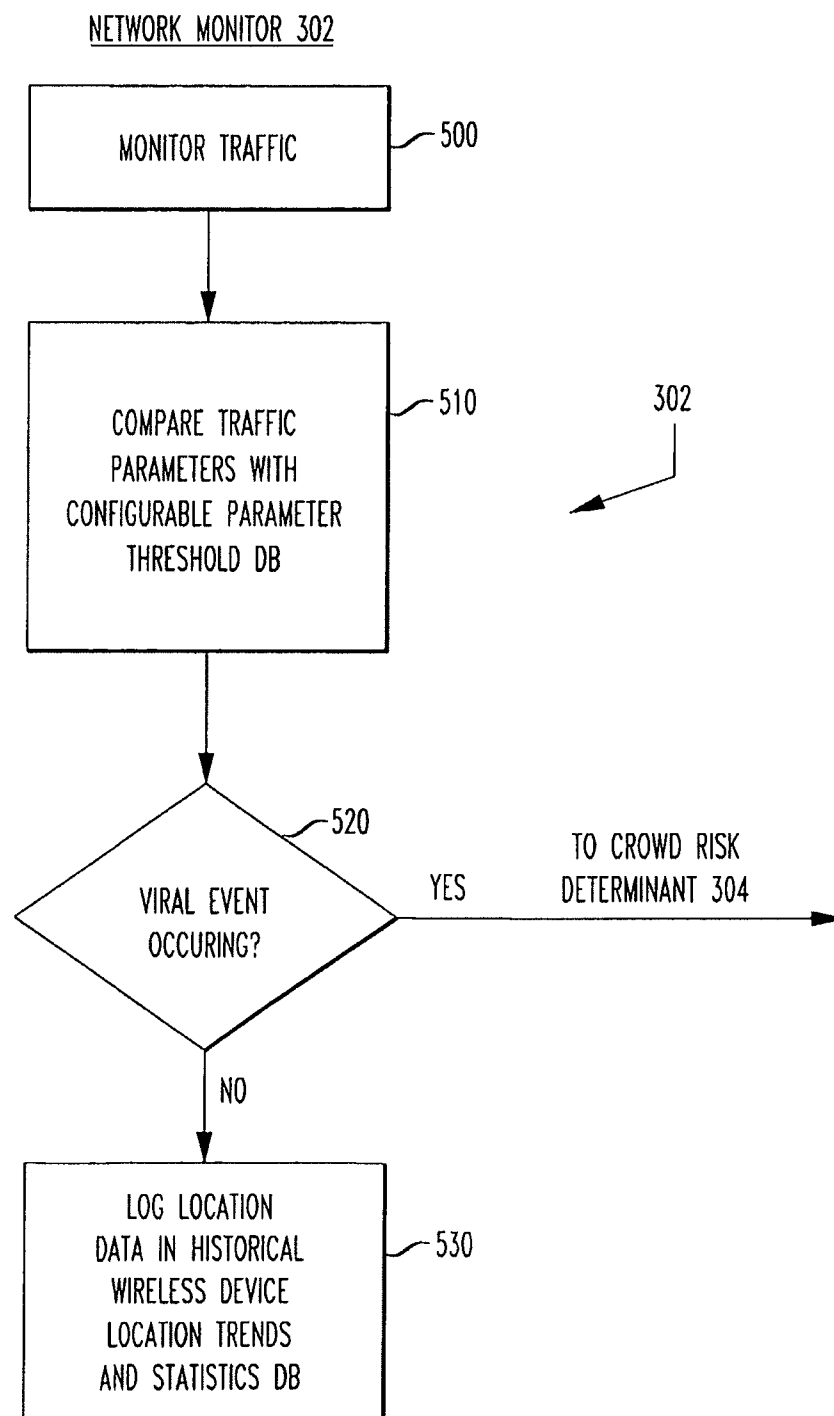


FIG. 3

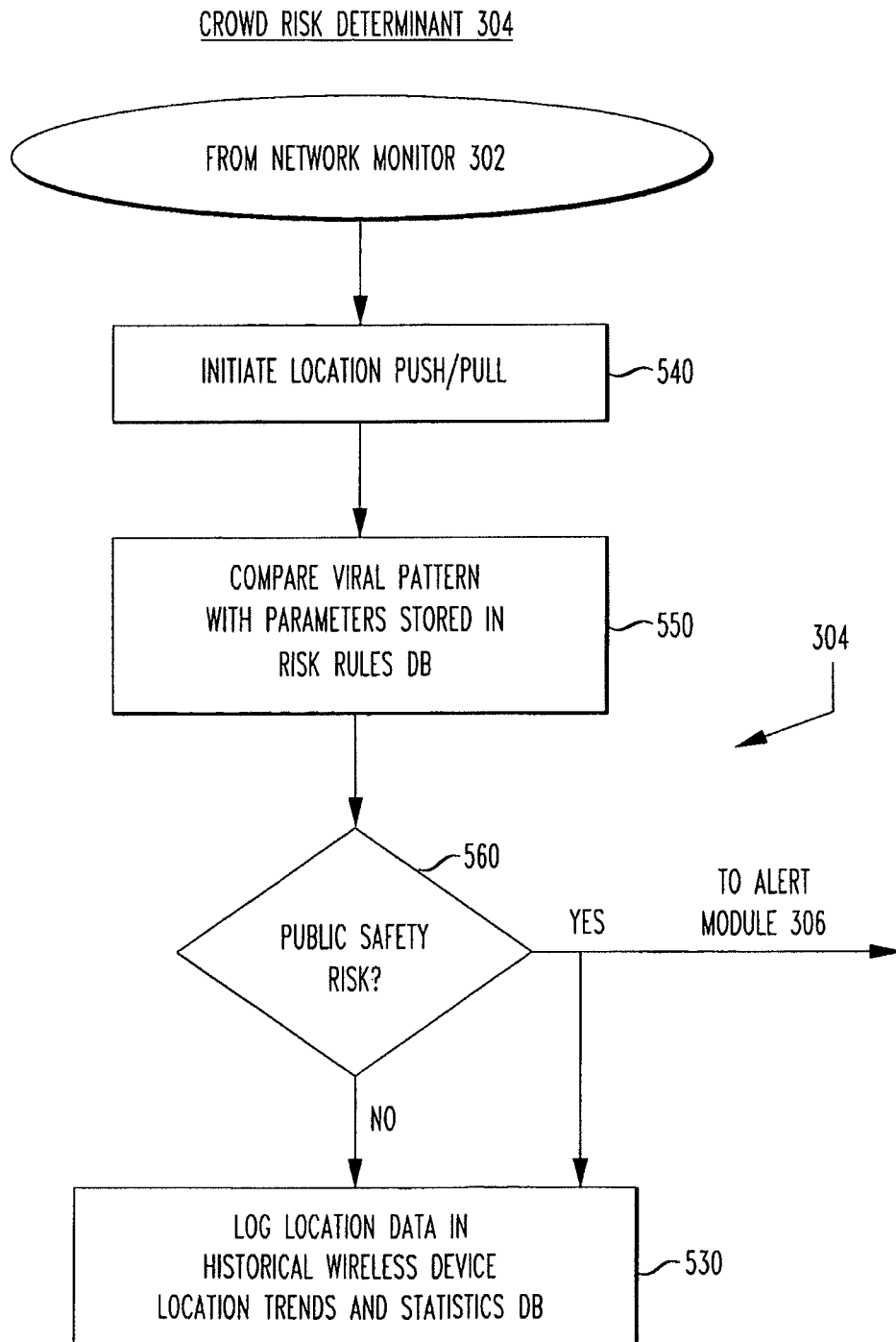
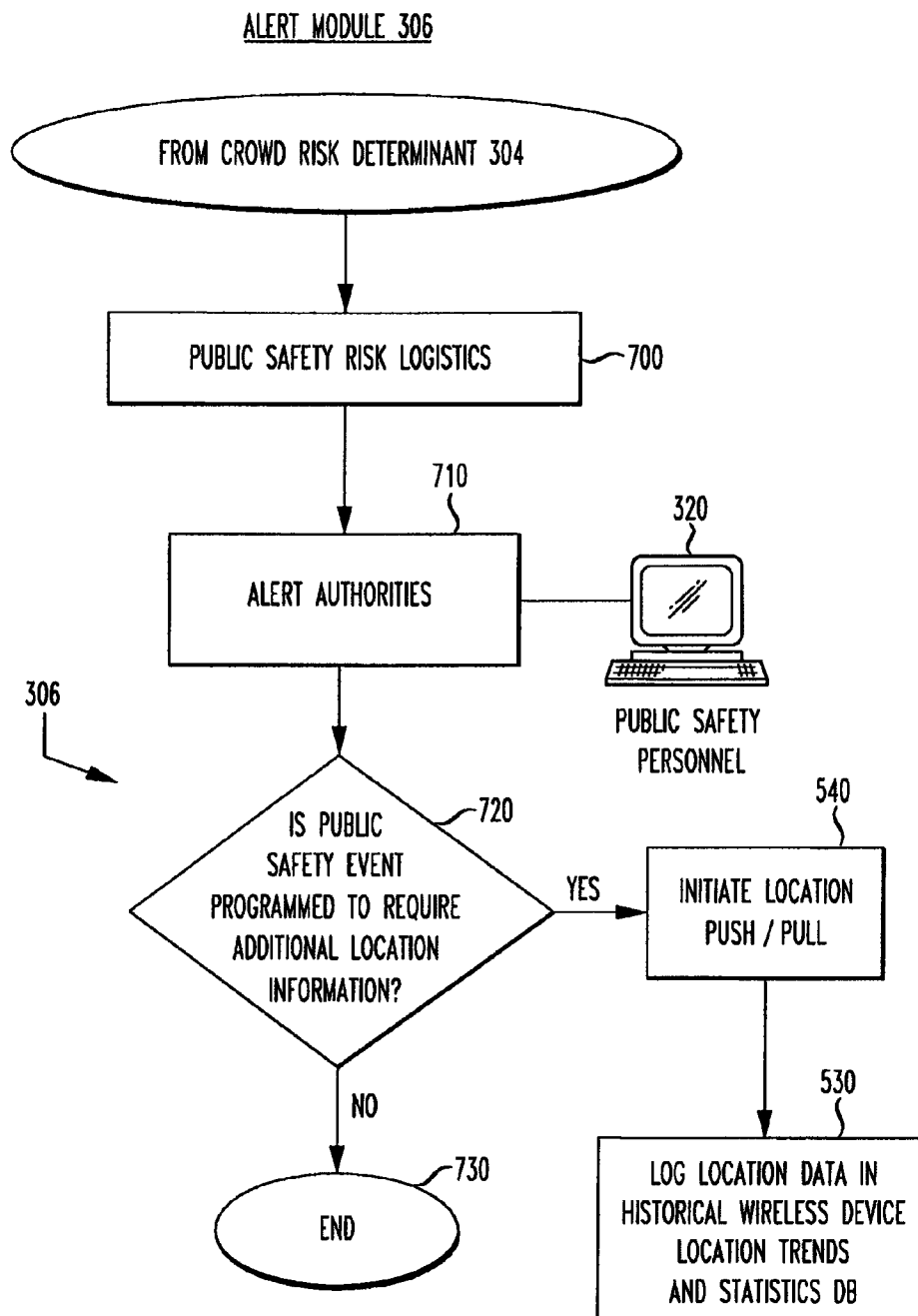




FIG. 4

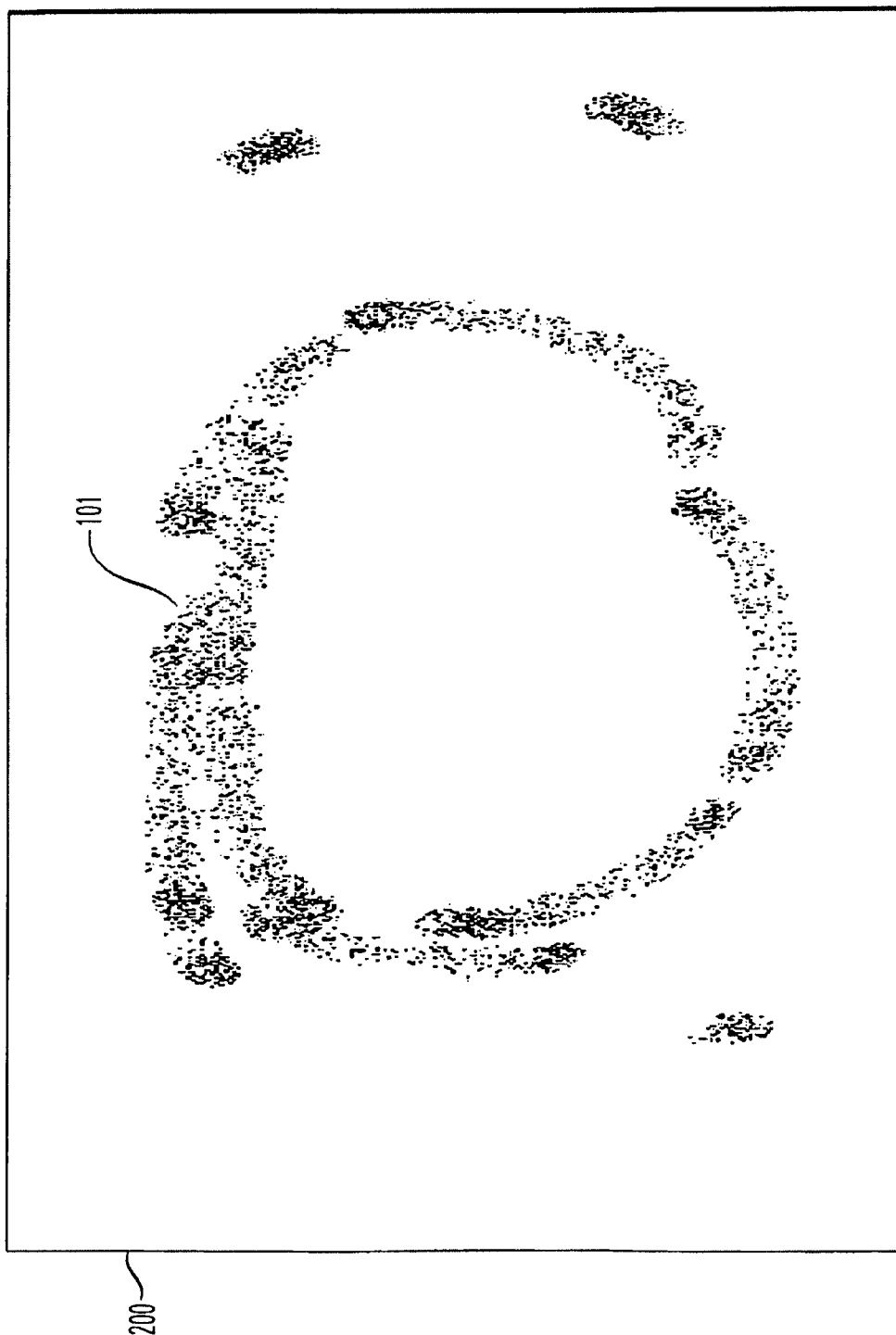


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*FIG. 5*

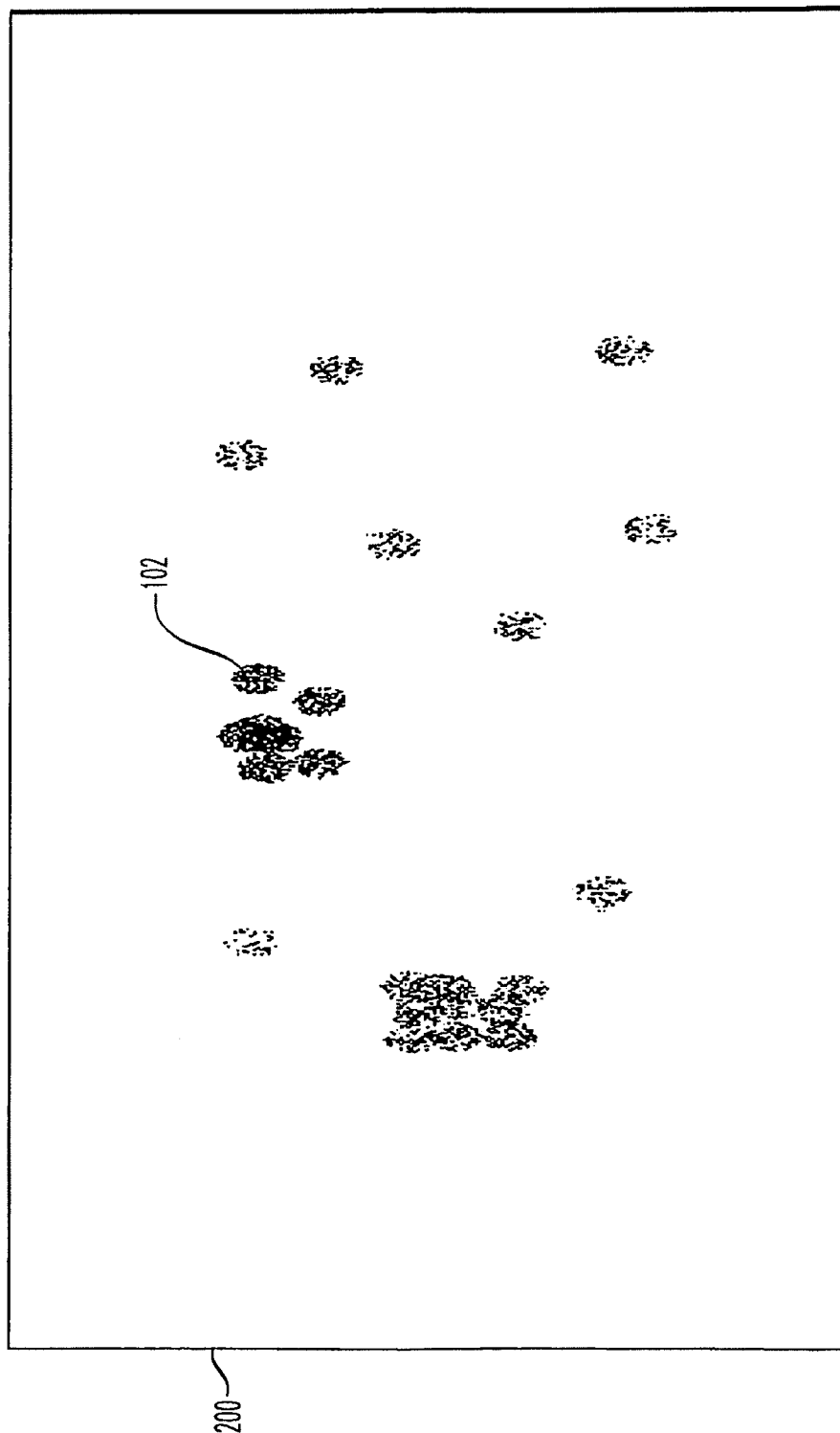


FIG. 6



FIG. 7

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## AGGREGATE LOCATION DYNAMETER (ALD)

The present application is a continuation of U.S. application Ser. No. 13/317,996 entitled "Aggregate Location Dynameter (ALD)", filed on Nov. 2, 2011, now U.S. Pat. No. 8,649,806; which claims priority from U.S. Provisional Application No. 61/573,112, entitled "Aggregate Location Dynameter (ALD)", filed Sep. 2, 2011, the entirety of both of which are expressly incorporated herein by reference.

### BACKGROUND OF THE INVENTION

#### 1. Field of the Invention

This invention relates generally to wireless telecommunications. More particularly, it relates to cell location services, cell network trafficking and analysis of location information.

#### 2. Background of Related Art

Location based applications obtain a geographic position of a particular wireless device and provide services accordingly. Location based services (LBS) prevail in today's market due to an incorporation of tracking technology in handheld devices.

Location based pull services allow a wireless device user to locate another wireless device. Current location services are generally focused on individual wireless device user applications.

### SUMMARY OF THE INVENTION

In accordance with the principles of the present invention, a method of alerting to a problematic crowd risk in a given geographical location, comprises an Aggregate Location Dynameter (ALD). The Aggregate Location Dynameter (ALD) utilizes location based services (LBS) to analyze aggregate location information pertaining to a multitude of wireless devices, to detect potential crowd risks.

An Aggregate Location Dynameter (ALD) resides in a physical network server, in accordance with the present invention, and comprises three main components: a Network Monitor, a Crowd Risk Determinant, and an Alert Module.

The Network Monitor monitors a wireless network for indication of a possible impending viral event, in accordance with the principles of the present invention. In particular, the Network Monitor utilizes location based services (LBS) to monitor the formation of a plurality of wireless devices at a given point in a wireless network, e.g., a given base station (BS). The Network Monitor compares obtained traffic parameters pertaining to monitored wireless traffic, with historical traffic parameters having to do with crowd risk determination, to determine if a viral event may be occurring or impending. A snapshot look at current location data collected by the Network Monitor is subsequently logged in an appropriate historical database.

In accordance with the principles of the present invention, the Crowd Risk Determinant analyzes location information to determine if a viral event triggered by the Network Monitor, also indicates a crowd safety risk. In particular, the Crowd Risk Determinant initiates a location request to obtain location information pertaining to a multitude of wireless devices in a given area, regarding a viral event that has been triggered by the Network Monitor. The Crowd Risk Determinant compares the viral pattern formed by the shape and movement of wireless devices in locations observed, with predetermined risk rules to determine if the viral event is also a crowd safety risk. The observed viral pattern is subsequently logged in an appropriate historical database.

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The Alert Module, in accordance with the principles of the present invention, alerts proper authorities in an event of a crowd safety risk. The Crowd Risk Determinant triggers the Alert Module to alert of an impending crowd problem when crowd risk has exceeded a given threshold.

The Aggregate Location Dynameter (ALD) utilizes historical databases, in accordance with the present invention, to maintain location-based information indicating possible viral events associated with a plurality of wireless devices. Historical databases include an Acceptable/Non-Acceptable Crowd Shape database, a Configurable Parameter Threshold database, a Historical Wireless Device Location Trends database, and a Risk Rules database.

### BRIEF DESCRIPTION OF THE DRAWINGS

Features and advantages of the present invention will become apparent to those skilled in the art from the following description with reference to the drawings, in which:

FIG. 1 depicts an exemplary Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 2 depicts the flow of an exemplary Network Monitor of the Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 3 depicts the flow of an exemplary Crowd Risk Determinant of the Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 4 depicts the flow of an exemplary Alert Module of the Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 5 denotes first exemplary Aggregate Location Dynameter (ALD) location results, in accordance with the principles of the present invention.

FIG. 6 denotes second exemplary Aggregate Location Dynameter (ALD) location results, in accordance with the principles of the present invention.

FIG. 7 denotes third exemplary Aggregate Location Dynameter (ALD) location results, in accordance with the principles of the present invention.

### DETAILED DESCRIPTION OF ILLUSTRATIVE EMBODIMENTS

Thus far, location capabilities have been concerned with locating an individual wireless device. Yet, there is such a vast abundance of individuals populating the nation's major cities. The present inventor has appreciated the benefits of using location based services (LBS) to obtain sets of aggregate location data corresponding to a number and pattern of wireless devices within an area, region, city, etc. of interest.

The present invention introduces an Aggregate Location Dynameter (ALD), an analytical server utilizing location based services (LBS) on a network to predict public safety risks, e.g., the unexpected impending formation of a flash mob, or a riot, etc.

The Aggregate Location Dynameter (ALD) analyzes a bird's-eye view of people formation, presuming those individuals possess respective handheld wireless devices that permit collection of current location information, whether that current location information be obtained from the wireless devices themselves, and/or from a network-based location server.

In accordance with the principles of the present invention, the Aggregate Location Dynameter (ALD) predicts public safety risk in a given geographical area through evaluation of the positioning and movement of wireless devices. The

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Aggregate Location Dynamometer (ALD) monitors wireless device network traffic to predict an impending viral event. If a possible impending viral event is sensed from a general monitoring of wireless traffic, the Aggregate Location Dynamometer (ALD) may request impending viral location information pertaining to clusters of wireless devices in a vicinity of the possible event, to more accurately assess crowd risk.

Crowd risk is assessed based upon given wireless network traffic parameters such as the number of wireless devices in communication with a given base station (e.g., a density), the shape formed by representations of the individual locations of the densest areas where active wireless devices are currently located, and/or the movement of the wireless devices within the region as defined.

Markers, each representing a wireless device at a given location at a given time, may be displayed on a display of the Aggregate Location Dynamometer (ALD). The markers may represent wireless devices served within the given region, whether actively communicating with another wireless device, or merely sensed as present.

The present invention preferably provides an alert of a possible impending crowd related public safety risk in real time, as the crowd risk arises, informing emergency personnel as early as possible, even before such event is consummated.

FIG. 1 depicts an exemplary Aggregate Location Dynamometer (ALD) 400, in accordance with the principles of the present invention.

In particular, an Aggregate Location Dynamometer (ALD) 400 determines crowd safety risk with the help of location based services (LBS) 318, as depicted in FIG. 1.

The Aggregate Location Dynamometer (ALD) 400 is generally based in a server in a wireless network 322. Three main components form the Aggregate Location Dynamometer (ALD) 400: a Network Monitor 302, a Crowd Risk Determinant 304, and an Alert Module 306.

The Network Monitor 302 begins the risk determination process of the Aggregate Location Dynamometer (ALD) 400 by monitoring the network for indication of a possible viral event, in accordance with the principles of the present invention. Determination of a viral event is the first step in the escalation-based response of the Aggregate Location Dynamometer (ALD) 400.

The Crowd Risk Determinant 304 assesses location information pertaining to a possible viral event triggered by the Network Monitor 302. The Crowd Risk Determinant 304 determines if a viral event also indicates a public safety risk.

The Alert Module 306 performs predetermined responsive measures to alert appropriate public safety personnel 320 in the event of a possible or probable or current public safety risk.

Historical databases are empirically determined and maintained in the Aggregate Location Dynamometer (ALD) 400 for use in crowd risk assessment. The historical databases preferably store sets of aggregate current location information pertaining to trackable wireless devices. Exemplary historical databases accessible by the Aggregate Location Dynamometer (ALD) 400 include but are not limited to a Historical Wireless Device Location Trends and Statistics database 312, a Configurable Parameter Threshold database 310, a Risk Rules database 314, and an Acceptable/Non-Acceptable Crowd Shape database 308.

The Historical Wireless Device Location Trends and Statistics database 312, as shown in FIG. 1, preferably stores sets of instantaneous aggregate location information obtained over a period of time. Data stored in the Historical Wireless

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Device Location Trends and Statistics database 312 provides empirical evaluation of crowd activities used to detect a crowd trend. The Aggregate Location Dynamometer (ALD) 400 preferably uses data stored in the Historical Wireless Device Location Trends and Statistics database 312 to determine if a current situation is considered to be 'normal' to the monitored area, or abnormal, triggering a viral event. The data maintained in the Historical Wireless Device Location Trends and Statistics database 312 is preferably refreshed over time.

The Configurable Parameter Threshold database 310, as depicted in FIG. 1, preferably comprises a set of configurable location-based parameters and thresholds including density, clustering, spread, geographical boundary, motion trends, and/or special events occurring in particular areas. The Configurable Parameter Threshold database 310 can also include non-location based parameters such as time of day and/or message content. The parameters stored in the Configurable Parameter Threshold database 310 are accessed by the Network Monitor 302 to assist in detecting a viral event.

The Risk Rules database 314, as shown in FIG. 1, preferably comprises a set of configurable location-based parameters and thresholds including density, clustering, spread, geographical boundary, motion trends, and/or special events occurring in particular areas. The Risk Rules database 314 can also include non-location based parameters such as time of day and/or message content. The parameters stored in the Risk Rules database 314 are accessed by the Crowd Risk Determinant 304 to assist in determining if a viral event also indicates a public safety risk.

The Acceptable/Non-Acceptable Crowd Shape database 308, as shown in FIG. 1, holds empirically determined past, historical cluster information regarding acceptable and/or non-acceptable past shape formations of clustered wireless devices. Specific shape parameters stored in the Acceptable/Non-Acceptable Crowd Shape database 308 are accessed by the Crowd Risk Determinant 304 to assist in determining if a viral event also indicates a public safety risk.

A viral event is the first state of alarm in the multi-state risk determination process of the Aggregate Location Dynamometer (ALD) 400. A viral event is defined as occurring when one or more predefined parameter thresholds have been surpassed, as determined in the exemplary embodiment in the Network Monitor 302. The occurrence of a viral event does not necessarily infer a definite public safety risk. Instead, a viral event triggers the Crowd Risk Determinant 304 to further analyze a potentially malignant event more closely. For example, the Crowd Risk Determinant 304 provides a closer inspection of aggregate current location information, e.g., via use of a location-based push/pull service. A match of more detailed location information to a historical pattern leading to crowd risk may determine that a particular viral event also indicates a likely public safety risk.

A public safety risk confirms a compromise in crowd safety, e.g., the impending formation of a flash mob, or a riot, etc. Determination of a public safety risk triggers the Alert Module 306 to implement proper public safety response services.

The Network Monitor 302 begins the risk determination process of the Aggregate Location Dynamometer (ALD) 400, by monitoring the network for indication of a possible viral event, in accordance with the principles of the present invention.

Moreover, the Network Monitor 302 retrieves subsequent sets of instantaneous aggregate location information. Location information triggered by the Network Monitor 302 may be portrayed in the form of snapshots displayed on a display of the Aggregate Location Dynamometer (ALD) 400. Snapshots



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by the Network Monitor **302** comprise markers, each representing the location of individual wireless devices within a given region being monitored.

The Network Monitor **302** preferably obtains information regarding the number of wireless devices in a geographical area, at a given time, supported by a particular wireless network carrier (e.g., the number of wireless devices sending messages over a wireless network via a particular base station (BS) **324**). The Network Monitor **302** uses predefined parameters and thresholds to determine if the monitored network indicates that a viral event may be occurring or impending (e.g., surpassed parameter thresholds possibly indicative of an excessive number and/or use of wireless devices for a given area, cell tower, etc.).

For instance, a Maximum Number of Devices parameter may indicate the maximum number of wireless devices that may be present within range of a particular base station (BS) **324** at a given time before a possible viral event is triggered. The Maximum Number of Devices parameter may be set manually, or empirically determined (e.g., the average number of devices present at a particular base station (BS) **324** over a course of time, as determined by historical data stored in the Historical Wireless Device Location Trends and Statistics database **312**).

The Network Monitor **302** triggers a possible viral event if a predefined parameter threshold has been surpassed (e.g., a given density of current location markers each representing a separate wireless device, or a directed convergence of at least two highly dense clusters of markers toward each other at a significant rate of speed is or has occurred, etc.).

The Network Monitor **302** preferably tallies the number of wireless devices in each instantaneous aggregate location snapshot that is captured. Predetermined parameters and thresholds are used to assess the number (e.g., the density) of wireless devices in a particular area to determine whether or not a possible viral event is occurring.

The Maximum Number of Devices parameter may alternatively be set to indicate the maximum number of wireless devices that may be present in an instantaneous aggregate location snapshot before a possible viral event is triggered. If the number of devices present in a given snapshot exceeds the Maximum Value of Devices parameter established for the respective location, a viral event may be triggered.

The Network Monitor **302** also preferably tallies the difference in the number of wireless devices in a given area, from one consecutive instantaneous aggregate location snapshot to the next. If the difference in the number of wireless devices from snapshot to snapshot exceeds a predefined value in a number of consecutive snapshots for a given area, base station, etc., then a viral event may be triggered. Thresholds for such a predefined Maximum Difference in Number of Wireless Devices parameter and a predefined Interval of Consecutive Snapshots parameter may be set manually, or empirically determined (e.g., the average difference in number of devices in consecutive instantaneous aggregate location snapshots capturing a particular area, e.g., a number of square feet, a particular base station (BS), etc., over a course of time, supported by a particular network carrier, as recorded in the Historical Wireless Device Location Trends and Statistics database **312**).

FIG. 2 depicts the flow of an exemplary Network Monitor **302** of the Aggregate Location Dynamometer (ALD) **400**, in accordance with the principles of the present invention.

In particular, as shown in step **500** of FIG. 2, the Network Monitor **302** preferably continuously, or at least periodically or intermittently, monitors network traffic.

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In step **510**, monitored wireless data traffic is inspected for the presence of abnormal events, e.g., excessive volume for the time of day, etc. Configurable thresholds for the monitored parameters may be dynamic over the course of the day and even for traffic for any given tower or base station. The configurable thresholds for monitored parameters may be stored in the Configurable Parameter Threshold database **310**.

As shown in step **520**, if one or more parameter thresholds are exceeded, a viral event may be triggered. In response, the Network Monitor **302** triggers the Crowd Risk Determinant **304** to perform a location-based push/pull service to determine the location of each trackable wireless device within a particular geographic area (e.g., communicating through given base stations or antennas).

When parameter thresholds are not surpassed, indicating that a viral event is not occurring, location data may be logged in the Historical Wireless Device Location Trends and Statistics database **312**, as depicted in step **530**. Location data logged in the Historical Wireless Device Location Trends and Statistics database **312** may be used by the Crowd Risk Determinant **304** for future analyses of crowd risk.

FIG. 3 depicts the flow of an exemplary Crowd Risk Determinant **304** of the Aggregate Location Dynamometer (ALD) **400**, in accordance with the principles of the present invention.

In particular, the Crowd Risk Determinant **304** performs a location-based push/pull service to obtain location information pertaining to trackable wireless devices in a given area regarding a respective viral event triggered by the Network Monitor **302**, as shown in step **540** of FIG. 3.

In step **550**, collected location data is analyzed to assess the viral event that is occurring. The Crowd Risk Determinant **304** uses bounds and priorities set forth in the Risk Rules database **314** to determine if a possible viral event indicates a public safety risk. A viral pattern may or may not imply public safety risk. In step **560**, if a public safety risk is determined, the Crowd Risk Determinant **304** triggers the Alert Module **306** to take responsive public safety measures. Location data associated with a public safety risk is logged **530** in the Historical Wireless Device Location Trends and Statistics database **312**.

If the Crowd Risk Determinant **304** confirms that a particular viral event does not indicate a public safety risk, the Aggregate Location Dynamometer (ALD) **400** is triggered to routinely log location data **530** in the Historical Wireless Device Location Trends and Statistics database **312** for potential future analyses.

Determination of a public safety risk in the Crowd Risk Determinant **304** triggers the Alert Module **306** to implement proper public safety response services. An Alert Module **306** is the final step in the risk determination process of the Aggregate Location Dynamometer (ALD) **400**.

FIG. 4 depicts the flow of an exemplary Alert Module **306** of the Aggregate Location Dynamometer (ALD) **400**, in accordance with the principles of the present invention.

In particular, as shown in step **700** of FIG. 4, the Alert Module **306** is triggered by the Crowd Risk Determinant **304** and supplied the predetermined conditions constituting how to handle a determined public safety risk.

The Alert Module **306** immediately alerts the proper authorities **320** in the presence of a public safety risk, as depicted in step **710**.

Subsequent aggregate data collections may be made by the Alert Module **306** in step **720**. A particular public safety event may be programmed to result in multiple aggregate location data collections, set to occur at specific intervals. Moreover, a particular risk determination result may be configured to act

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as a triggered push/pull service **540** to acquire additional location data. Subsequent location information is routinely logged in the Historical Wireless Devices Location Trends and Statistics database **530**.

Configurable parameters are maintained in the Risk Rules database **314** to assist the Crowd Risk Determinant **304** in determining if location information pertaining to a viral event indicates a likely public safety risk. Factors for risk determination include but are not limited to the shape a cluster of location markers representing individual wireless devices of given density is forming, whether or not markers are spreading out or coming together, and/or at what rate of change a cluster of wireless devices is moving. Factors for risk determination also include the behavior of collective XY location coordinates of the most dense clusters of wireless devices, to where the most dense clusters of wireless devices of concern are moving, and/or whether or not a cluster of wireless devices in a particular location makes sense given the time of day.

For instance, empirical data may indicate that it is unusual for there to be a large number of wireless devices present downtown after business hours, or after a time when local bars and clubs have closed for the night. In this case, a configurable threshold may be set for a combination of location and time of day parameters (e.g., to articulate the number of wireless devices that must be present within a defined downtown region, after a given hour) to trigger a public safety risk. A configurable parameter threshold (e.g., specifying the number of wireless devices capable of inhabiting a particular geographic expanse or particular shape of device formation, or a given density within that region) may manually or empirically be set. If a parameter threshold is surpassed, the Crowd Risk Determinant **304** informs the Alert Module **306** of the development of a public safety risk.

The shape of a cluster of wireless devices may often offer significant clues to crowd risk potential. When location information is collected, the best-fit shape of dense clusters formed by accumulation of wireless devices in a given area may be determined. The best-fit shape of a cluster of wireless devices may be compared against data contained in the historical Acceptable/Non-Acceptable Crowd Shape database **308** to determine danger potential. Different thresholds may be set for like parameters based on varying location.

FIG. **5** denotes first exemplary Aggregate Location Dynamometer (ALD) **400** location results, in accordance with the principles of the present invention.

In particular, the large oval shape **101** formed by markers representing individual wireless devices in the given geographical area **200** shown in FIG. **5**, may be interpreted as a group of individuals enjoying a sporting event in a stadium. Factors to consider are time of day and scheduled events. The example in FIG. **5** uses precise location.

FIG. **6** denotes second exemplary Aggregate Location Dynamometer (ALD) **400** location results, in accordance with the principles of the present invention.

In particular, the pattern **102** in the geographical area **200** shown in FIG. **6** may be interpreted as cell sites pertaining to trackable individuals, assuming most individuals carry wireless devices. The same pattern may mean different things at different hours of the day. The exemplary location result shown in FIG. **6** uses coarse location.

FIG. **7** denotes third exemplary Aggregate Location Dynamometer (ALD) **400** location results, in accordance with the principles of the present invention.

In particular, the crescent shape **103** in the geographical area **200** shown in FIG. **7** is recognized as a pattern to be wary of. This crescent shape may represent a variety of different

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occurrences (e.g., a protest in front of a given location such as a court house, a famous author at a bookstore, etc.). The exemplary location result shown in FIG. **7** uses precise location.

A rate-based parameter threshold may also or alternatively be set to define an acceptable rate at which wireless devices would otherwise normally inhabit a geographic area. For instance, if over a certain number of wireless devices enter an area in under a given amount of time (e.g., if three hundred wireless devices rush into a central pre-defined location in under ten minutes) then a public safety risk may be triggered.

Message content may be analyzed as an attribute for risk determination in response to a viral traffic event. For instance, a determination of the most frequent phrases may be matched against a database of suspected terms (e.g., “meet at the Lincoln Memorial”, etc.).

Motion trends are also analyzed to assess crowd risk. The Crowd Risk Determinant **304** preferably determines whether the accumulation of wireless devices is becoming more or less dense about a central location and whether or not this behavior is expected based on trends and configured thresholds established for particular locations.

Precise accuracy of each individual device location is not extremely important in the present invention. Instead, focus lies in the volume, density, shape and movement of data points collected. Serving cell tower locations for each wireless device may be sufficient to satisfy initial triggering requirements for a possible viral event. The Aggregate Location Dynamometer (ALD) **400** is concerned with aggregate location data as opposed to data involving individual device locations. Data regarding parameters such as special events, geographical boundaries, motion trends, density, clustering, spread, time of day and/or message content relating to trackable wireless devices are recorded in the Historical Wireless Device Location Trends and Statistics database **312**, as opposed to exact locations of specific wireless devices. Anonymity regarding precise locations of specific wireless devices alleviates some concern surrounding the privacy of individuals during location based services (LBS), as used within the present invention.

An Aggregate Location Dynamometer (ALD) **400** has benefit to entities other than emergency management and crowd risk assessment parties. For instance, the present invention may also be used to estimate location trends in cities, to rank areas such as parks and beaches by volume of visitors, and even to peg traffic patterns. Historical crowd data need not represent a public safety issue, e.g., it may merely relate to city planning or disaster recovery. Thus, data collected while scanning for crowd risk provides cities, states and government with valuable information.

Though, preferably all wireless devices in a given area would be monitored for crowd gathering tendencies, it is also within the principles of the present invention to monitor only those devices by the relevant wireless carrier providing Location Dynamometer (ALD) **400** services.

The present invention greatly benefits police, fire and general emergency response personnel **320** desiring early warning about possible crowd related risks, e.g., riots. Moreover, the present invention is intended to combat nefarious cell technology to spawn mobs and riots without resorting to network restrictions.

While the invention makes use of the current location data of preferably all wireless devices within a given region, area, etc., the invention also preferably makes distinction between the current mode of operation of the wireless devices being analyzed for a possible public safety risk. For instance, analy-



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sis of the density, shape, movement, etc. in determining a possible public safety risk may analyze only wireless devices in active mode.

While the invention has been described with reference to the exemplary embodiments thereof, those skilled in the art 5 will be able to make various modifications to the described embodiments of the invention without departing from the true spirit and scope of the invention.

What is claimed is:

1. An aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer comprising:

- a network monitor to monitor a wireless network for an indication of a viral event;
- a location aggregator to obtain a location of each of a plurality of wireless devices associated with said viral event;
- a crowd risk determinant, triggered by said network monitor, to determine a crowd risk based on an aggregation of said location of each of said plurality of wireless devices associated with said viral event; and
- an alert module to initiate an alert message relating to a public safety risk determined from an analysis of said viral event.

2. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

- a historical database maintaining a geographic region associated with said viral event.

3. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 2, wherein said historical databases comprises:

- a plurality of acceptable crowd shapes, a crowd shape being defined by said aggregation of said location of each of said plurality of wireless devices associated with said viral event.

4. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 2, wherein said historical databases comprises:

- a plurality of non-acceptable crowd shapes, a crowd shape being defined by said aggregation of said location of each of said plurality of wireless devices associated with said viral event.

5. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 2, wherein said historical databases comprises:

- a configurable parameter defining a threshold of a crowd shape becoming unacceptable and thus said crowd risk.

6. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 2, wherein said historical databases comprises:

- a plurality of crowd shape trends based on historical wireless device locations during previous viral events.

7. A method of alerting to a problematic crowd risk based on location based services (LBS), comprising:

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monitoring wireless traffic for a forming viral event associated with a plurality of physical wireless devices within a given region;

initiating location requests to a physical location server to obtain a current location of each of said plurality of physical wireless devices;

forming a crowd shape based on an aggregation of said current location of each of said plurality of physical wireless devices;

determining a crowd risk of said crowd based on said crowd shape of said current location of each of said plurality of physical wireless devices; and

triggering a crowd alert message when said determined crowd risk is above a given threshold.

8. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 7, wherein: said crowd risk of said crowd is further determined based on a movement of said crowd shape.

9. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 7, wherein said monitoring wireless traffic comprises:

monitoring wireless traffic at a given point in a wireless network; and

comparing a given traffic parameter associated with said obtained current location of each of said plurality of physical wireless devices, with a historical traffic parameter associated with a previous problematic crowd formation.

10. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 9, wherein: said given point is at a given base station in said wireless network.

11. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 9, further comprising:

logging a snapshot formation created by said current location of each of said plurality of physical wireless devices.

12. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 7, wherein said initiating location requests comprises:

initiating a location request for each of said plurality of physical wireless devices.

13. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 7, further comprising:

comparing a viral pattern of respective locations of said plurality of wireless devices to predetermined risk rules.

14. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 13, further comprising:

logging said viral pattern.

\* \* \* \* \*

# **Exhibit B**

**to**

## **Complaint for Patent Infringement**

**The '158 Patent**



US009402158B2

(12) **United States Patent**  
**Cuff et al.**

(10) **Patent No.:** **US 9,402,158 B2**

(45) **Date of Patent:** **\*Jul. 26, 2016**

(54) **AGGREGATE LOCATION DYNOMETER (ALD)**

(71) Applicant: **TeleCommunication Systems, Inc.**,  
Annapolis, MD (US)

(72) Inventors: **Michael A. Cuff**, Clyde Hill, WA (US);  
**Todd Gehrke**, Seattle, WA (US);  
**Farhad Kasad**, Bothell, WA (US)

(73) Assignee: **Telecommunication Systems, Inc.**,  
Annapolis, MD (US)

(\*) Notice: Subject to any disclaimer, the term of this  
patent is extended or adjusted under 35  
U.S.C. 154(b) by 0 days.

This patent is subject to a terminal dis-  
claimer.

(21) Appl. No.: **14/885,136**

(22) Filed: **Oct. 16, 2015**

(65) **Prior Publication Data**

US 2016/0044461 A1 Feb. 11, 2016

#### **Related U.S. Application Data**

(63) Continuation of application No. 14/176,691, filed on  
Feb. 10, 2014, now Pat. No. 9,198,054, which is a  
continuation of application No. 13/317,996, filed on  
Nov. 2, 2011, now Pat. No. 8,649,806.

(60) Provisional application No. 61/573,112, filed on Sep.  
2, 2011.

(51) **Int. Cl.**  
**H04W 4/00** (2009.01)  
**H04W 4/02** (2009.01)  
(Continued)

(52) **U.S. Cl.**  
CPC ..... **H04W 4/023** (2013.01); **H04L 67/22**  
(2013.01); **H04W 4/028** (2013.01); **H04W 4/22**  
(2013.01); **H04W 24/00** (2013.01); **H04W**  
**24/08** (2013.01); **H04W 64/006** (2013.01)

(58) **Field of Classification Search**

CPC ..... H04W 4/22; H04W 4/02; H04W 4/028;  
H04W 76/007; H04W 4/023; H04W 64/006;  
H04W 4/025; H04M 11/04; H04M 2242/04;  
G06Q 30/0201

USPC ..... 455/414.1, 456.1–456.6, 457, 404.1,  
455/404.2

See application file for complete search history.

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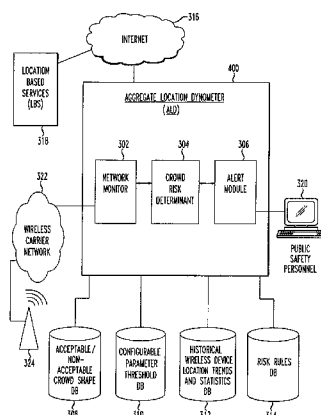
*Primary Examiner* — Olumide T Ajibade Akonai

(74) *Attorney, Agent, or Firm* — Tarolli, Sundheim, Covell  
& Tummino LLP

(57) **ABSTRACT**

An Aggregate Location Dynometer (ALD) in a physical wire-  
less network alerts to a problematic crowd risk using location  
based services (LBS). An Aggregate Location Dynometer  
(ALD) comprises a Network Monitor, a Crowd Risk Deter-  
minant and an Alert Module. The Network Monitor monitors  
wireless traffic for a potential viral event, associated with a  
formation of a plurality of wireless devices. The Crowd Risk  
Determinant requests location information associated with a  
plurality of wireless devices in a given area regarding a  
respective viral event. The Crowd Risk Determinant deter-  
mines if the viral event also indicates a crowd safety risk,  
based on the shape and movement of observed wireless  
devices. The Alert Module triggers an alert of an impending  
crowd problem when crowd risk is above a given threshold.  
Historical databases are empirically determined and main-  
tained in the Aggregate Location Dynometer (ALD) for use in  
viral event and crowd risk assessment.

**16 Claims, 7 Drawing Sheets**



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FIG. 1

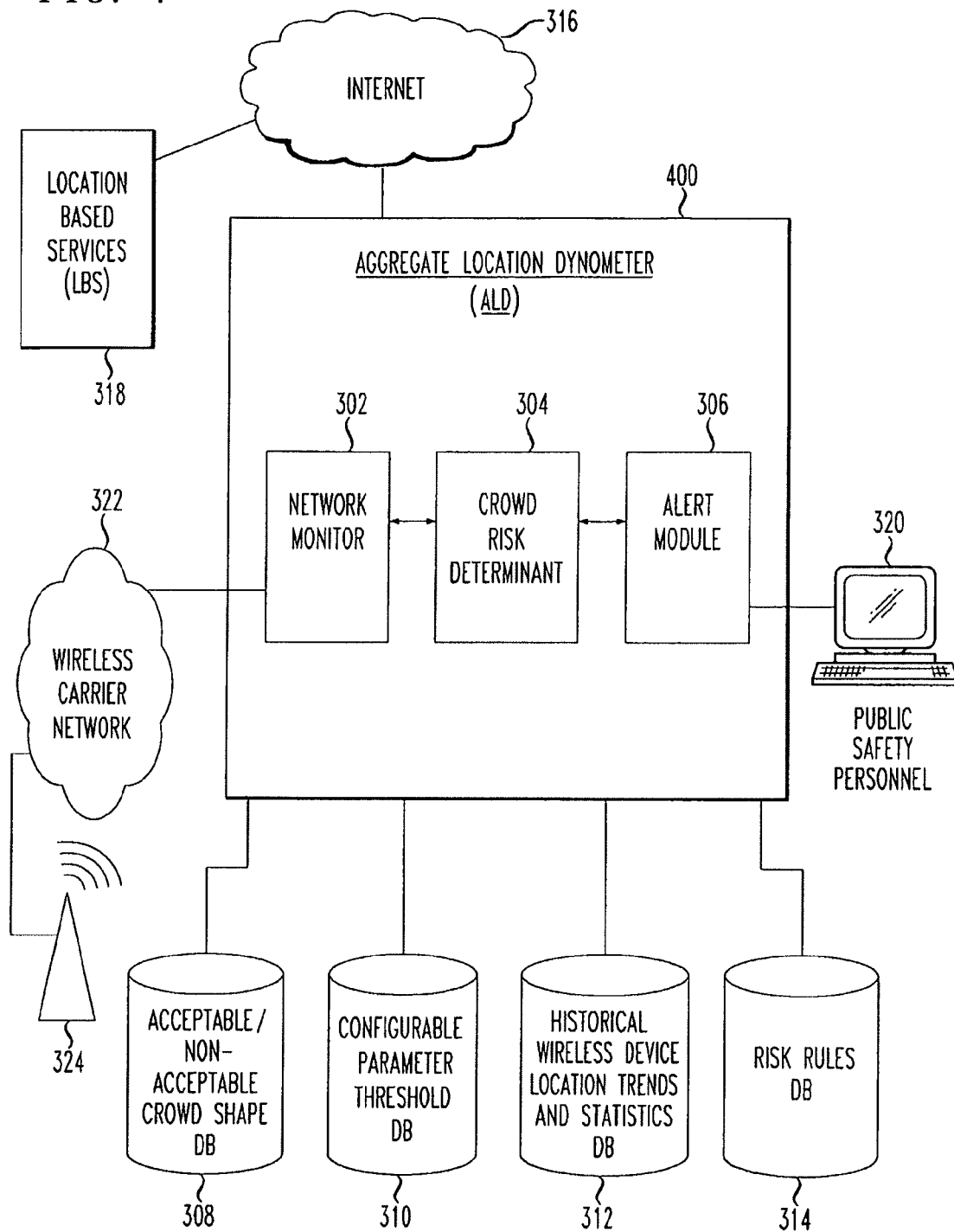




FIG. 2

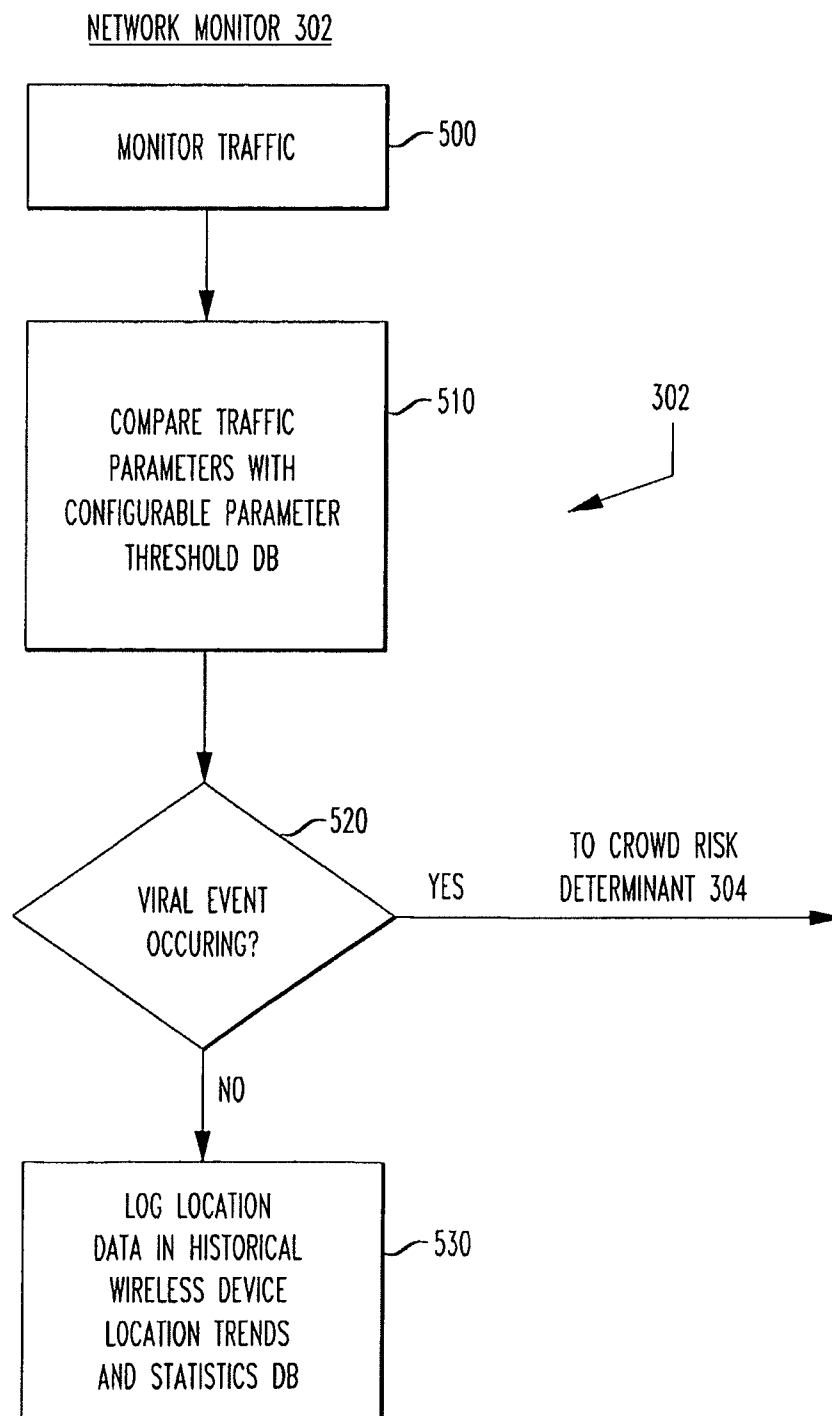




FIG. 3

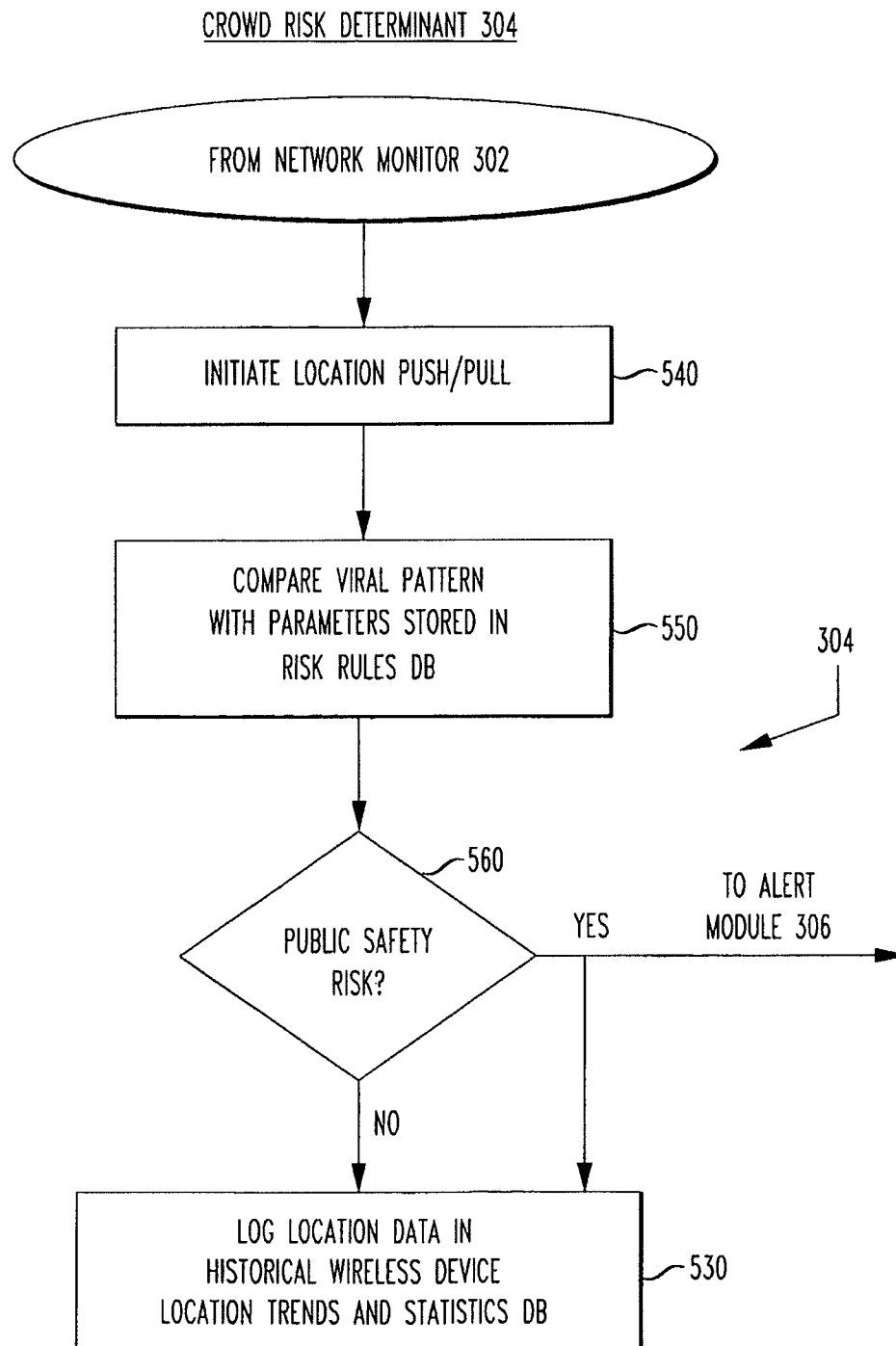
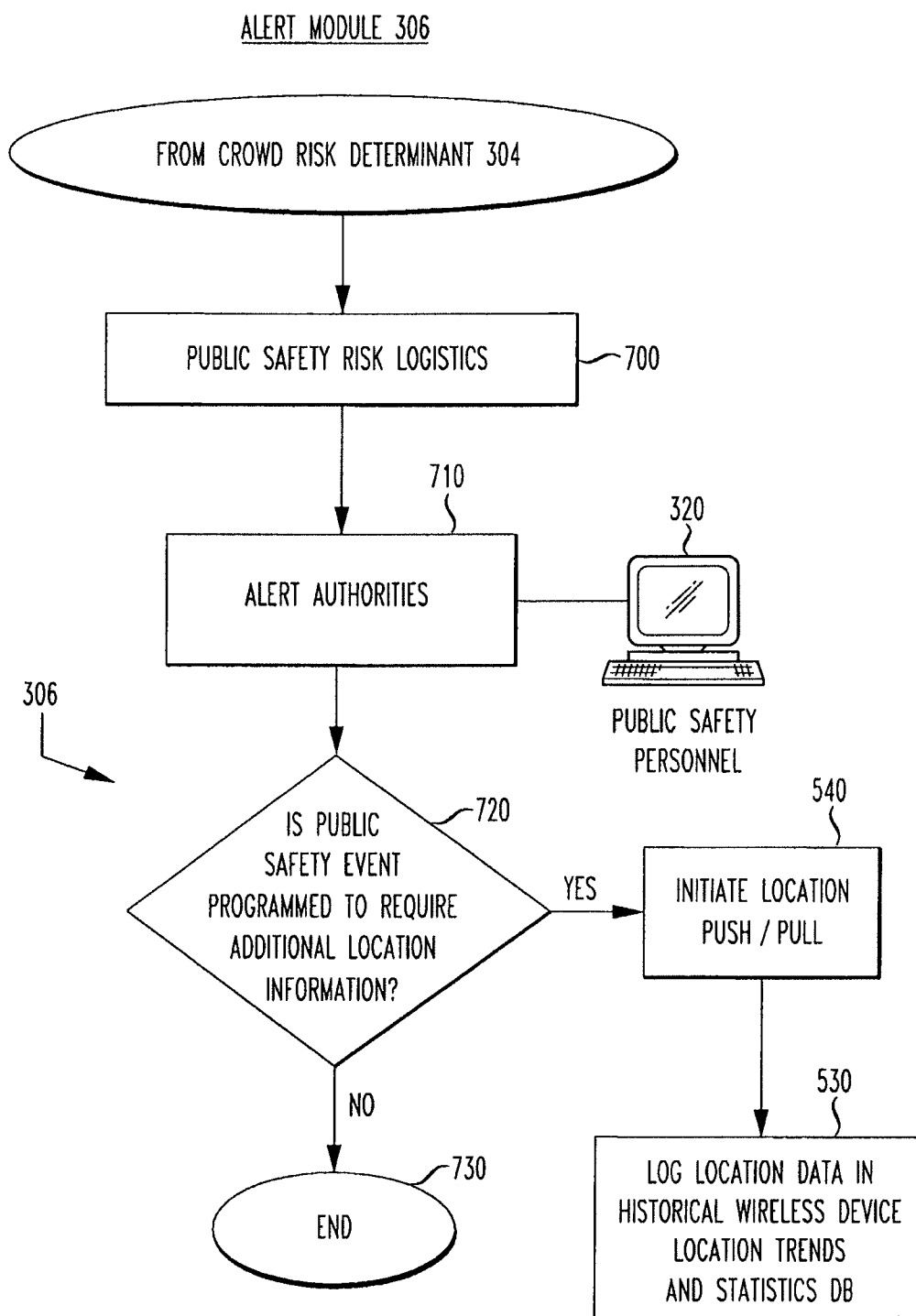


FIG. 4

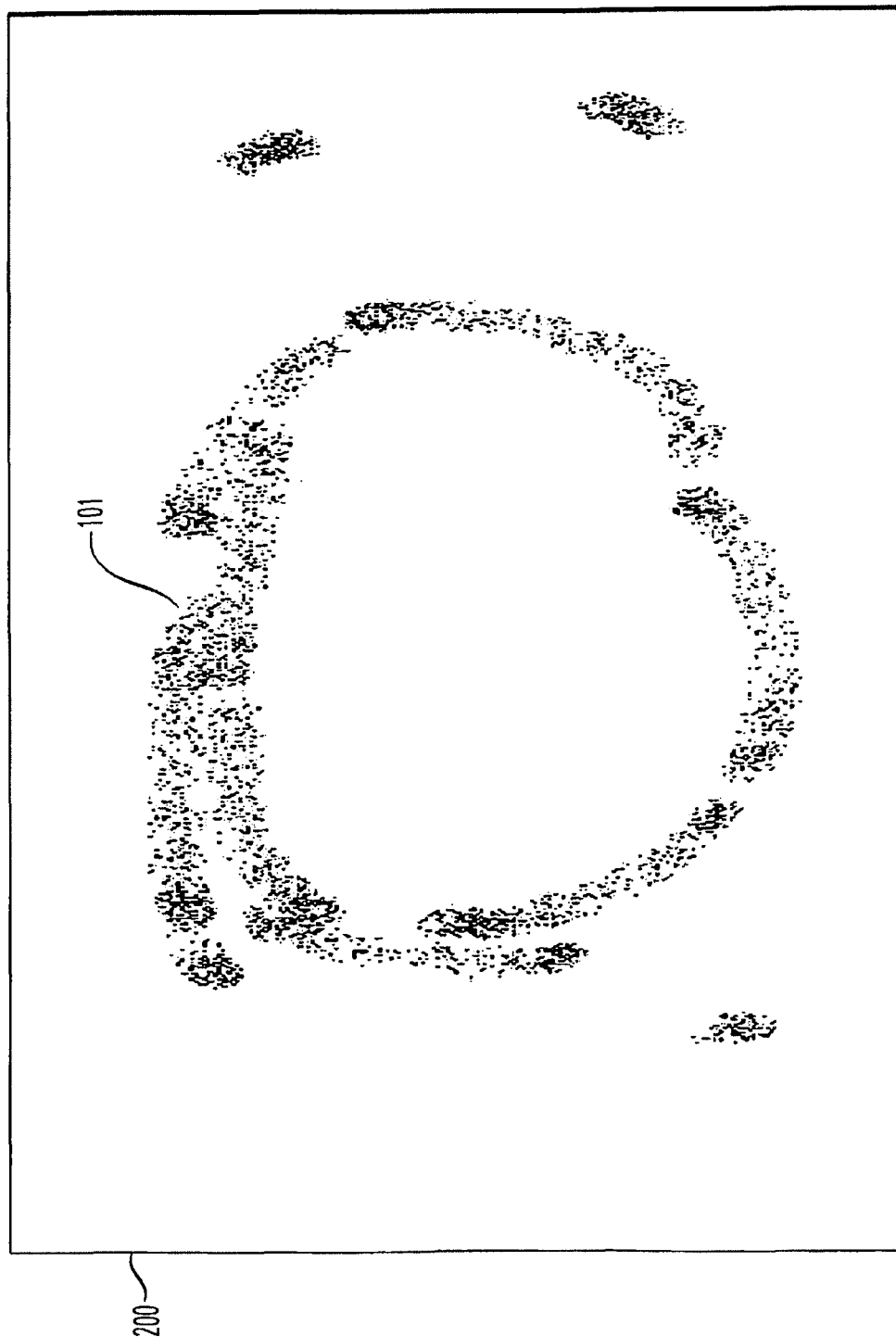


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*FIG. 5*

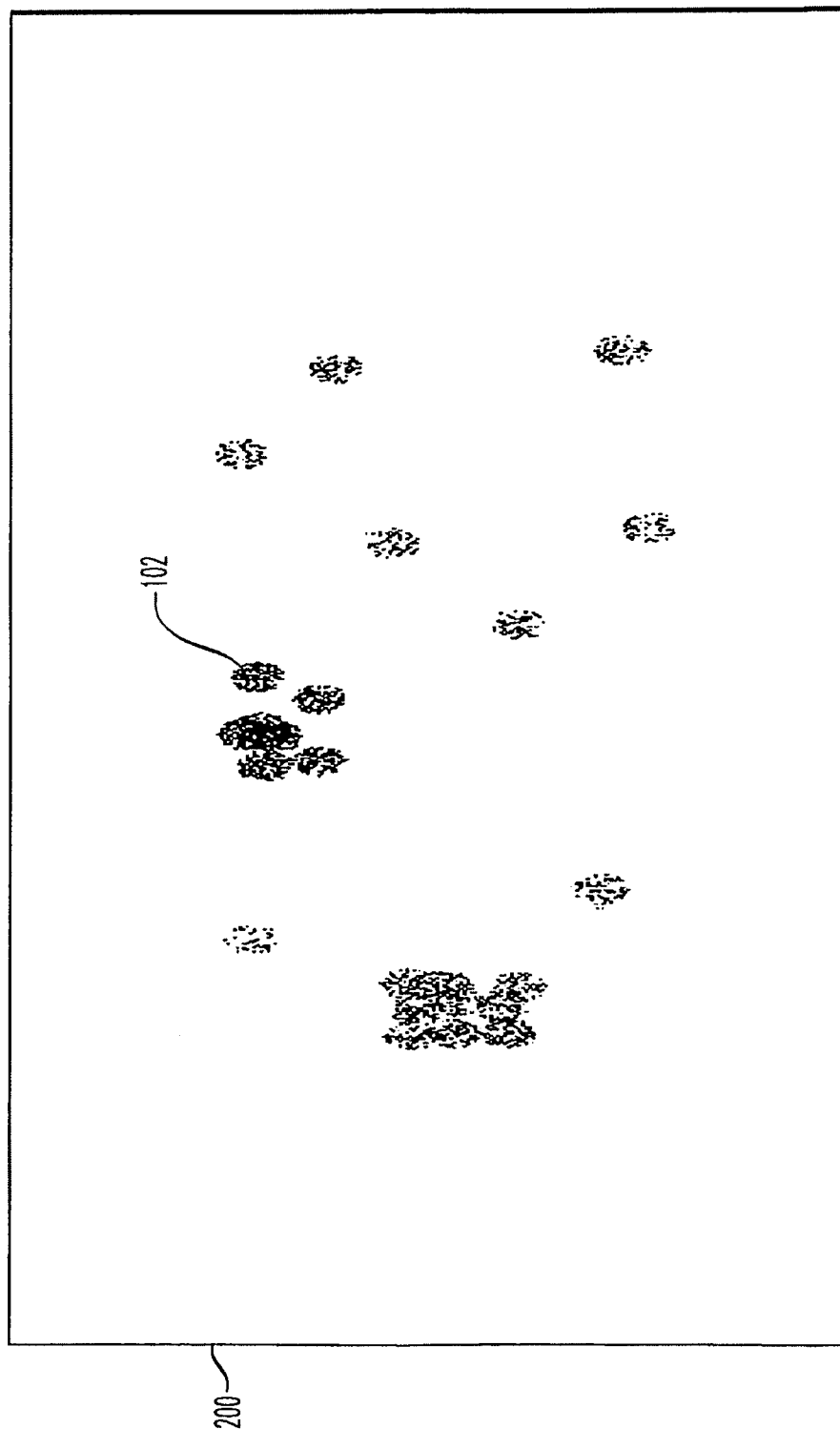


FIG. 6



FIG. 7

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**AGGREGATE LOCATION DYNAMETER  
(ALD)**

The present application is a continuation of U.S. application Ser. No. 14/176,691, entitled "Aggregate Location Dynameter (ALD)", filed on Feb. 10, 2014; which is a continuation of U.S. application Ser. No. 13/317,996 entitled "Aggregate Location Dynameter (ALD)", filed on Nov. 2, 2011, now U.S. Pat. No. 8,649,806; which claims priority from U.S. Provisional Application No. 61/573,112, entitled "Aggregate Location Dynameter (ALD)", filed Sep. 2, 2011, the entirety of all three of which are expressly incorporated herein by reference.

**BACKGROUND OF THE INVENTION****1. Field of the Invention**

This invention relates generally to wireless telecommunications. More particularly, it relates to cell location services, cell network trafficking and analysis of location information.

**2. Background of Related Art**

Location based applications obtain a geographic position of a particular wireless device and provide services accordingly. Location based services (LBS) prevail in today's market due to an incorporation of tracking technology in handheld devices.

Location based pull services allow a wireless device user to locate another wireless device. Current location services are generally focused on individual wireless device user applications.

**SUMMARY OF THE INVENTION**

In accordance with the principles of the present invention, a method of alerting to a problematic crowd risk in a given geographical location, comprises an Aggregate Location Dynameter (ALD). The Aggregate Location Dynameter (ALD) utilizes location based services (LBS) to analyze aggregate location information pertaining to a multitude of wireless devices, to detect potential crowd risks.

An Aggregate Location Dynameter (ALD) resides in a physical network server, in accordance with the present invention, and comprises three main components: a Network Monitor, a Crowd Risk Determinant, and an Alert Module.

The Network Monitor monitors a wireless network for indication of a possible impending viral event, in accordance with the principles of the present invention. In particular, the Network Monitor utilizes location based services (LBS) to monitor the formation of a plurality of wireless devices at a given point in a wireless network, e.g., a given base station (BS). The Network Monitor compares obtained traffic parameters pertaining to monitored wireless traffic, with historical traffic parameters having to do with crowd risk determination, to determine if a viral event may be occurring or impending. A snapshot look at current location data collected by the Network Monitor is subsequently logged in an appropriate historical database.

In accordance with the principles of the present invention, the Crowd Risk Determinant analyzes location information to determine if a viral event triggered by the Network Monitor, also indicates a crowd safety risk. In particular, the Crowd Risk Determinant initiates a location request to obtain location information pertaining to a multitude of wireless devices in a given area, regarding a viral event that has been triggered by the Network Monitor. The Crowd Risk Determinant compares the viral pattern formed by the shape and movement of wireless devices in locations observed, with predetermined

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risk rules to determine if the viral event is also a crowd safety risk. The observed viral pattern is subsequently logged in an appropriate historical database.

The Alert Module, in accordance with the principles of the present invention, alerts proper authorities in an event of a crowd safety risk. The Crowd Risk Determinant triggers the Alert Module to alert of an impending crowd problem when crowd risk has exceeded a given threshold.

The Aggregate Location Dynameter (ALD) utilizes historical databases, in accordance with the present invention, to maintain location-based information indicating possible viral events associated with a plurality of wireless devices. Historical databases include an Acceptable/Non-Acceptable Crowd Shape database, a Configurable Parameter Threshold database, a Historical Wireless Device Location Trends database, and a Risk Rules database.

**BRIEF DESCRIPTION OF THE DRAWINGS**

Features and advantages of the present invention will become apparent to those skilled in the art from the following description with reference to the drawings, in which:

FIG. 1 depicts an exemplary Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 2 depicts the flow of an exemplary Network Monitor of the Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 3 depicts the flow of an exemplary Crowd Risk Determinant of the Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 4 depicts the flow of an exemplary Alert Module of the Aggregate Location Dynameter (ALD), in accordance with the principles of the present invention.

FIG. 5 denotes first exemplary Aggregate Location Dynameter (ALD) location results, in accordance with the principles of the present invention.

FIG. 6 denotes second exemplary Aggregate Location Dynameter (ALD) location results, in accordance with the principles of the present invention.

FIG. 7 denotes third exemplary Aggregate Location Dynameter (ALD) location results, in accordance with the principles of the present invention.

**DETAILED DESCRIPTION OF ILLUSTRATIVE  
EMBODIMENTS**

Thus far, location capabilities have been concerned with locating an individual wireless device. Yet, there is such a vast abundance of individuals populating the nation's major cities. The present inventor has appreciated the benefits of using location based services (LBS) to obtain sets of aggregate location data corresponding to a number and pattern of wireless devices within an area, region, city, etc. of interest.

The present invention introduces an Aggregate Location Dynameter (ALD), an analytical server utilizing location based services (LBS) on a network to predict public safety risks, e.g., the unexpected impending formation of a flash mob, or a riot, etc.

The Aggregate Location Dynameter (ALD) analyzes a bird's-eye view of people formation, presuming those individuals possess respective handheld wireless devices that permit collection of current location information, whether that current location information be obtained from the wireless devices themselves, and/or from a network-based location server.

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In accordance with the principles of the present invention, the Aggregate Location Dynamometer (ALD) predicts public safety risk in a given geographical area through evaluation of the positioning and movement of wireless devices. The Aggregate Location Dynamometer (ALD) monitors wireless device network traffic to predict an impending viral event. If a possible impending viral event is sensed from a general monitoring of wireless traffic, the Aggregate Location Dynamometer (ALD) may request impending viral location information pertaining to clusters of wireless devices in a vicinity of the possible event, to more accurately assess crowd risk.

Crowd risk is assessed based upon given wireless network traffic parameters such as the number of wireless devices in communication with a given base station (e.g., a density), the shape formed by representations of the individual locations of the densest areas where active wireless devices are currently located, and/or the movement of the wireless devices within the region as defined.

Markers, each representing a wireless device at a given location at a given time, may be displayed on a display of the Aggregate Location Dynamometer (ALD). The markers may represent wireless devices served within the given region, whether actively communicating with another wireless device, or merely sensed as present.

The present invention preferably provides an alert of a possible impending crowd related public safety risk in real time, as the crowd risk arises, informing emergency personnel as early as possible, even before such event is consummated.

FIG. 1 depicts an exemplary Aggregate Location Dynamometer (ALD) 400, in accordance with the principles of the present invention.

In particular, an Aggregate Location Dynamometer (ALD) 400 determines crowd safety risk with the help of location based services (LBS) 318, as depicted in FIG. 1.

The Aggregate Location Dynamometer (ALD) 400 is generally based in a server in a wireless network 322. Three main components form the Aggregate Location Dynamometer (ALD) 400: a Network Monitor 302, a Crowd Risk Determinant 304, and an Alert Module 306.

The Network Monitor 302 begins the risk determination process of the Aggregate Location Dynamometer (ALD) 400 by monitoring the network for indication of a possible viral event, in accordance with the principles of the present invention. Determination of a viral event is the first step in the escalation-based response of the Aggregate Location Dynamometer (ALD) 400.

The Crowd Risk Determinant 304 assesses location information pertaining to a possible viral event triggered by the Network Monitor 302. The Crowd Risk Determinant 304 determines if a viral event also indicates a public safety risk.

The Alert Module 306 performs predetermined responsive measures to alert appropriate public safety personnel 320 in the event of a possible or probable or current public safety risk.

Historical databases are empirically determined and maintained in the Aggregate Location Dynamometer (ALD) 400 for use in crowd risk assessment. The historical databases preferably store sets of aggregate current location information pertaining to trackable wireless devices. Exemplary historical databases accessible by the Aggregate Location Dynamometer (ALD) 400 include but are not limited to a Historical Wireless Device Location Trends and Statistics database 312, a Configurable Parameter Threshold database 310, a Risk Rules database 314, and an Acceptable/Non-Acceptable Crowd Shape database 308.

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The Historical Wireless Device Location Trends and Statistics database 312, as shown in FIG. 1, preferably stores sets of instantaneous aggregate location information obtained over a period of time. Data stored in the Historical Wireless Device Location Trends and Statistics database 312 provides empirical evaluation of crowd activities used to detect a crowd trend. The Aggregate Location Dynamometer (ALD) 400 preferably uses data stored in the Historical Wireless Device Location Trends and Statistics database 312 to determine if a current situation is considered to be 'normal' to the monitored area, or abnormal, triggering a viral event. The data maintained in the Historical Wireless Device Location Trends and Statistics database 312 is preferably refreshed over time.

The Configurable Parameter Threshold database 310, as depicted in FIG. 1, preferably comprises a set of configurable location-based parameters and thresholds including density, clustering, spread, geographical boundary, motion trends, and/or special events occurring in particular areas. The Configurable Parameter Threshold database 310 can also include non-location based parameters such as time of day and/or message content. The parameters stored in the Configurable Parameter Threshold database 310 are accessed by the Network Monitor 302 to assist in detecting a viral event.

The Risk Rules database 314, as shown in FIG. 1, preferably comprises a set of configurable location-based parameters and thresholds including density, clustering, spread, geographical boundary, motion trends, and/or special events occurring in particular areas. The Risk Rules database 314 can also include non-location based parameters such as time of day and/or message content. The parameters stored in the Risk Rules database 314 are accessed by the Crowd Risk Determinant 304 to assist in determining if a viral event also indicates a public safety risk.

The Acceptable/Non-Acceptable Crowd Shape database 308, as shown in FIG. 1, holds empirically determined past, historical cluster information regarding acceptable and/or non-acceptable past shape formations of clustered wireless devices. Specific shape parameters stored in the Acceptable/Non-Acceptable Crowd Shape database 308 are accessed by the Crowd Risk Determinant 304 to assist in determining if a viral event also indicates a public safety risk.

A viral event is the first state of alarm in the multi-state risk determination process of the Aggregate Location Dynamometer (ALD) 400. A viral event is defined as occurring when one or more predefined parameter thresholds have been surpassed, as determined in the exemplary embodiment in the Network Monitor 302. The occurrence of a viral event does not necessarily infer a definite public safety risk. Instead, a viral event triggers the Crowd Risk Determinant 304 to further analyze a potentially malignant event more closely. For example, the Crowd Risk Determinant 304 provides a closer inspection of aggregate current location information, e.g., via use of a location-based push/pull service. A match of more detailed location information to a historical pattern leading to crowd risk may determine that a particular viral event also indicates a likely public safety risk.

A public safety risk confirms a compromise in crowd safety, e.g., the impending formation of a flash mob, or a riot, etc. Determination of a public safety risk triggers the Alert Module 306 to implement proper public safety response services.

The Network Monitor 302 begins the risk determination process of the Aggregate Location Dynamometer (ALD) 400, by monitoring the network for indication of a possible viral event, in accordance with the principles of the present invention.



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Moreover, the Network Monitor **302** retrieves subsequent sets of instantaneous aggregate location information. Location information triggered by the Network Monitor **302** may be portrayed in the form of snapshots displayed on a display of the Aggregate Location Dynamometer (ALD) **400**. Snapshots by the Network Monitor **302** comprise markers, each representing the location of individual wireless devices within a given region being monitored.

The Network Monitor **302** preferably obtains information regarding the number of wireless devices in a geographical area, at a given time, supported by a particular wireless network carrier (e.g., the number of wireless devices sending messages over a wireless network via a particular base station (BS) **324**). The Network Monitor **302** uses predefined parameters and thresholds to determine if the monitored network indicates that a viral event may be occurring or impending (e.g., surpassed parameter thresholds possibly indicative of an excessive number and/or use of wireless devices for a given area, cell tower, etc.).

For instance, a Maximum Number of Devices parameter may indicate the maximum number of wireless devices that may be present within range of a particular base station (BS) **324** at a given time before a possible viral event is triggered. The Maximum Number of Devices parameter may be set manually, or empirically determined (e.g., the average number of devices present at a particular base station (BS) **324** over a course of time, as determined by historical data stored in the Historical Wireless Device Location Trends and Statistics database **312**).

The Network Monitor **302** triggers a possible viral event if a predefined parameter threshold has been surpassed (e.g., a given density of current location markers each representing a separate wireless device, or a directed convergence of at least two highly dense clusters of markers toward each other at a significant rate of speed is or has occurred, etc.).

The Network Monitor **302** preferably tallies the number of wireless devices in each instantaneous aggregate location snapshot that is captured. Predetermined parameters and thresholds are used to assess the number (e.g., the density) of wireless devices in a particular area to determine whether or not a possible viral event is occurring.

The Maximum Number of Devices parameter may alternatively be set to indicate the maximum number of wireless devices that may be present in an instantaneous aggregate location snapshot before a possible viral event is triggered. If the number of devices present in a given snapshot exceeds the Maximum Value of Devices parameter established for the respective location, a viral event may be triggered.

The Network Monitor **302** also preferably tallies the difference in the number of wireless devices in a given area, from one consecutive instantaneous aggregate location snapshot to the next. If the difference in the number of wireless devices from snapshot to snapshot exceeds a predefined value in a number of consecutive snapshots for a given area, base station, etc., then a viral event may be triggered. Thresholds for such a predefined Maximum Difference in Number of Wireless Devices parameter and a predefined Interval of Consecutive Snapshots parameter may be set manually, or empirically determined (e.g., the average difference in number of devices in consecutive instantaneous aggregate location snapshots capturing a particular area, e.g., a number of square feet, a particular base station (BS), etc., over a course of time, supported by a particular network carrier, as recorded in the Historical Wireless Device Location Trends and Statistics database **312**).

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FIG. 2 depicts the flow of an exemplary Network Monitor **302** of the Aggregate Location Dynamometer (ALD) **400**, in accordance with the principles of the present invention.

In particular, as shown in step **500** of FIG. 2, the Network Monitor **302** preferably continuously, or at least periodically or intermittently, monitors network traffic.

In step **510**, monitored wireless data traffic is inspected for the presence of abnormal events, e.g., excessive volume for the time of day, etc. Configurable thresholds for the monitored parameters may be dynamic over the course of the day and even for traffic for any given tower or base station. The configurable thresholds for monitored parameters may be stored in the Configurable Parameter Threshold database **310**.

As shown in step **520**, if one or more parameter thresholds are exceeded, a viral event may be triggered. In response, the Network Monitor **302** triggers the Crowd Risk Determinant **304** to perform a location-based push/pull service to determine the location of each trackable wireless device within a particular geographic area (e.g., communicating through given base stations or antennas).

When parameter thresholds are not surpassed, indicating that a viral event is not occurring, location data may be logged in the Historical Wireless Device Location Trends and Statistics database **312**, as depicted in step **530**. Location data logged in the Historical Wireless Device Location Trends and Statistics database **312** may be used by the Crowd Risk Determinant **304** for future analyses of crowd risk.

FIG. 3 depicts the flow of an exemplary Crowd Risk Determinant **304** of the Aggregate Location Dynamometer (ALD) **400**, in accordance with the principles of the present invention.

In particular, the Crowd Risk Determinant **304** performs a location-based push/pull service to obtain location information pertaining to trackable wireless devices in a given area regarding a respective viral event triggered by the Network Monitor **302**, as shown in step **540** of FIG. 3.

In step **550**, collected location data is analyzed to assess the viral event that is occurring. The Crowd Risk Determinant **304** uses bounds and priorities set forth in the Risk Rules database **314** to determine if a possible viral event indicates a public safety risk. A viral pattern may or may not imply public safety risk. In step **560**, if a public safety risk is determined, the Crowd Risk Determinant **304** triggers the Alert Module **306** to take responsive public safety measures. Location data associated with a public safety risk is logged **530** in the Historical Wireless Device Location Trends and Statistics database **312**.

If the Crowd Risk Determinant **304** confirms that a particular viral event does not indicate a public safety risk, the Aggregate Location Dynamometer (ALD) **400** is triggered to routinely log location data **530** in the Historical Wireless Device Location Trends and Statistics database **312** for potential future analyses.

Determination of a public safety risk in the Crowd Risk Determinant **304** triggers the Alert Module **306** to implement proper public safety response services. An Alert Module **306** is the final step in the risk determination process of the Aggregate Location Dynamometer (ALD) **400**.

FIG. 4 depicts the flow of an exemplary Alert Module **306** of the Aggregate Location Dynamometer (ALD) **400**, in accordance with the principles of the present invention.

In particular, as shown in step **700** of FIG. 4, the Alert Module **306** is triggered by the Crowd Risk Determinant **304** and supplied the predetermined conditions constituting how to handle a determined public safety risk.



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The Alert Module **306** immediately alerts the proper authorities **320** in the presence of a public safety risk, as depicted in step **710**.

Subsequent aggregate data collections may be made by the Alert Module **306** in step **720**. A particular public safety event may be programmed to result in multiple aggregate location data collections, set to occur at specific intervals. Moreover, a particular risk determination result may be configured to act as a triggered push/pull service **540** to acquire additional location data. Subsequent location information is routinely logged in the Historical Wireless Devices Location Trends and Statistics database **530**.

Configurable parameters are maintained in the Risk Rules database **314** to assist the Crowd Risk Determinant **304** in determining if location information pertaining to a viral event indicates a likely public safety risk. Factors for risk determination include but are not limited to the shape a cluster of location markers representing individual wireless devices of given density is forming, whether or not markers are spreading out or coming together, and/or at what rate of change a cluster of wireless devices is moving. Factors for risk determination also include the behavior of collective XY location coordinates of the most dense clusters of wireless devices, to where the most dense clusters of wireless devices of concern are moving, and/or whether or not a cluster of wireless devices in a particular location makes sense given the time of day.

For instance, empirical data may indicate that it is unusual for there to be a large number of wireless devices present downtown after business hours, or after a time when local bars and clubs have closed for the night. In this case, a configurable threshold may be set for a combination of location and time of day parameters (e.g., to articulate the number of wireless devices that must be present within a defined downtown region, after a given hour) to trigger a public safety risk. A configurable parameter threshold (e.g., specifying the number of wireless devices capable of inhabiting a particular geographic expanse or particular shape of device formation, or a given density within that region) may manually or empirically be set. If a parameter threshold is surpassed, the Crowd Risk Determinant **304** informs the Alert Module **306** of the development of a public safety risk.

The shape of a cluster of wireless devices may often offer significant clues to crowd risk potential. When location information is collected, the best-fit shape of dense clusters formed by accumulation of wireless devices in a given area may be determined. The best-fit shape of a cluster of wireless devices may be compared against data contained in the historical Acceptable/Non-Acceptable Crowd Shape database **308** to determine danger potential. Different thresholds may be set for like parameters based on varying location.

FIG. **5** denotes first exemplary Aggregate Location Dynamometer (ALD) **400** location results, in accordance with the principles of the present invention.

In particular, the large oval shape **101** formed by markers representing individual wireless devices in the given geographical area **200** shown in FIG. **5**, may be interpreted as a group of individuals enjoying a sporting event in a stadium. Factors to consider are time of day and scheduled events. The example in FIG. **5** uses precise location.

FIG. **6** denotes second exemplary Aggregate Location Dynamometer (ALD) **400** location results, in accordance with the principles of the present invention.

In particular, the pattern **102** in the geographical area **200** shown in FIG. **6** may be interpreted as cell sites pertaining to trackable individuals, assuming most individuals carry wireless devices. The same pattern may mean different things at

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different hours of the day. The exemplary location result shown in FIG. **6** uses coarse location.

FIG. **7** denotes third exemplary Aggregate Location Dynamometer (ALD) **400** location results, in accordance with the principles of the present invention.

In particular, the crescent shape **103** in the geographical area **200** shown in FIG. **7** is recognized as a pattern to be wary of. This crescent shape may represent a variety of different occurrences (e.g., a protest in front of a given location such as a court house, a famous author at a bookstore, etc.). The exemplary location result shown in FIG. **7** uses precise location.

A rate-based parameter threshold may also or alternatively be set to define an acceptable rate at which wireless devices would otherwise normally inhabit a geographic area. For instance, if over a certain number of wireless devices enter an area in under a given amount of time (e.g., if three hundred wireless devices rush into a central pre-defined location in under ten minutes) then a public safety risk may be triggered.

Message content may be analyzed as an attribute for risk determination in response to a viral traffic event. For instance, a determination of the most frequent phrases may be matched against a database of suspected terms (e.g., "meet at the Lincoln Memorial", etc.).

Motion trends are also analyzed to assess crowd risk. The Crowd Risk Determinant **304** preferably determines whether the accumulation of wireless devices is becoming more or less dense about a central location and whether or not this behavior is expected based on trends and configured thresholds established for particular locations.

Precise accuracy of each individual device location is not extremely important in the present invention. Instead, focus lies in the volume, density, shape and movement of data points collected. Serving cell tower locations for each wireless device may be sufficient to satisfy initial triggering requirements for a possible viral event. The Aggregate Location Dynamometer (ALD) **400** is concerned with aggregate location data as opposed to data involving individual device locations. Data regarding parameters such as special events, geographical boundaries, motion trends, density, clustering, spread, time of day and/or message content relating to trackable wireless devices are recorded in the Historical Wireless Device Location Trends and Statistics database **312**, as opposed to exact locations of specific wireless devices. Anonymity regarding precise locations of specific wireless devices alleviates some concern surrounding the privacy of individuals during location based services (LBS), as used within the present invention.

An Aggregate Location Dynamometer (ALD) **400** has benefit to entities other than emergency management and crowd risk assessment parties. For instance, the present invention may also be used to estimate location trends in cities, to rank areas such as parks and beaches by volume of visitors, and even to peg traffic patterns. Historical crowd data need not represent a public safety issue, e.g., it may merely relate to city planning or disaster recovery. Thus, data collected while scanning for crowd risk provides cities, states and government with valuable information.

Though, preferably all wireless devices in a given area would be monitored for crowd gathering tendencies, it is also within the principles of the present invention to monitor only those devices by the relevant wireless carrier providing Location Dynamometer (ALD) **400** services.

The present invention greatly benefits police, fire and general emergency response personnel **320** desiring early warning about possible crowd related risks, e.g., riots. Moreover,

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the present invention is intended to combat nefarious cell technology to spawn mobs and riots without resorting to network restrictions.

While the invention makes use of the current location data of preferably all wireless devices within a given region, area, etc., the invention also preferably makes distinction between the current mode of operation of the wireless devices being analyzed for a possible public safety risk. For instance, analysis of the density, shape, movement, etc. in determining a possible public safety risk may analyze only wireless devices in active mode.

While the invention has been described with reference to the exemplary embodiments thereof, those skilled in the art will be able to make various modifications to the described embodiments of the invention without departing from the true spirit and scope of the invention.

What is claimed is:

1. An aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer comprising:

a network monitor to monitor a wireless network for an indication of a potential viral event indicated by an aggregation of current locations of a plurality of physical wireless devices associated with said potential viral event; and

a crowd risk determinant to assess said aggregation of said current locations of said plurality of physical wireless devices pertaining to said potential viral event triggered by said network monitor.

2. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

an alert module to initiate an alert message relating to a public safety risk determined from said potential viral event.

3. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

an historical database maintaining a geographic region associated with said potential viral event.

4. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

an historical database maintaining a plurality of acceptable crowd shapes, a crowd shape being defined by a past aggregation of said current locations of said plurality of physical wireless devices associated with a known acceptable viral event.

5. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

an historical database maintaining a plurality of unacceptable crowd shapes, a crowd shape being defined by a past aggregation of said current locations of said plurality of physical wireless devices associated with a known unacceptable viral event.

6. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

a configurable parameter defining a threshold of a crowd shape becoming unacceptable and thus initiating said crowd risk.

7. The aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer according to claim 1, further comprising:

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an historical database maintaining a plurality of crowd shape trends based on historical locations of physical wireless devices during previous known viral events.

8. A method of alerting to a problematic crowd risk based on location based services (LBS), comprising:

monitoring wireless traffic for a potential impending viral event associated with a formation by an aggregation of current locations of a plurality of physical wireless devices within a given region;

requesting location information associated with said plurality of physical wireless devices; and

determining a crowd risk of said aggregation of said current locations of said plurality of physical wireless devices based on a crowd shape of said aggregation of said current locations of said plurality of physical wireless devices.

9. The method of alerting to a problematic crowd risk based on location based services (LBS) according to claim 8, further comprising:

triggering a crowd alert message when said determined crowd risk is above a given threshold.

10. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 8, wherein: said crowd risk of said aggregation of said plurality of physical wireless devices is further determined based on a movement of said aggregation of said plurality of physical wireless devices.

11. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 10, wherein said monitoring wireless traffic comprises:

monitoring wireless traffic at a given point in a wireless network; and

comparing a given traffic parameter associated with said aggregation of said current locations of said plurality of physical wireless devices, with an historical traffic parameter associated with a previous problematic crowd formation.

12. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 11, wherein:

said given point is at a given base station in said wireless network.

13. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 10, further comprising:

logging a snapshot formation created by said aggregation of said current locations of said plurality of physical wireless devices.

14. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 10, further comprising:

initiating a location request for each of said plurality of physical wireless devices.

15. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 9, further comprising:

comparing a viral pattern formed by said aggregation of said current locations of said plurality of wireless devices to predetermined risk rules.

16. The method of alerting to a problematic crowd risk with location based services (LBS) according to claim 15, further comprising:

logging said viral pattern.

\* \* \* \* \*

**Exhibit C**

**to**

**Complaint**

**for Patent Infringement**

**Claim Chart<sup>1</sup> for the '054**

**Patent**

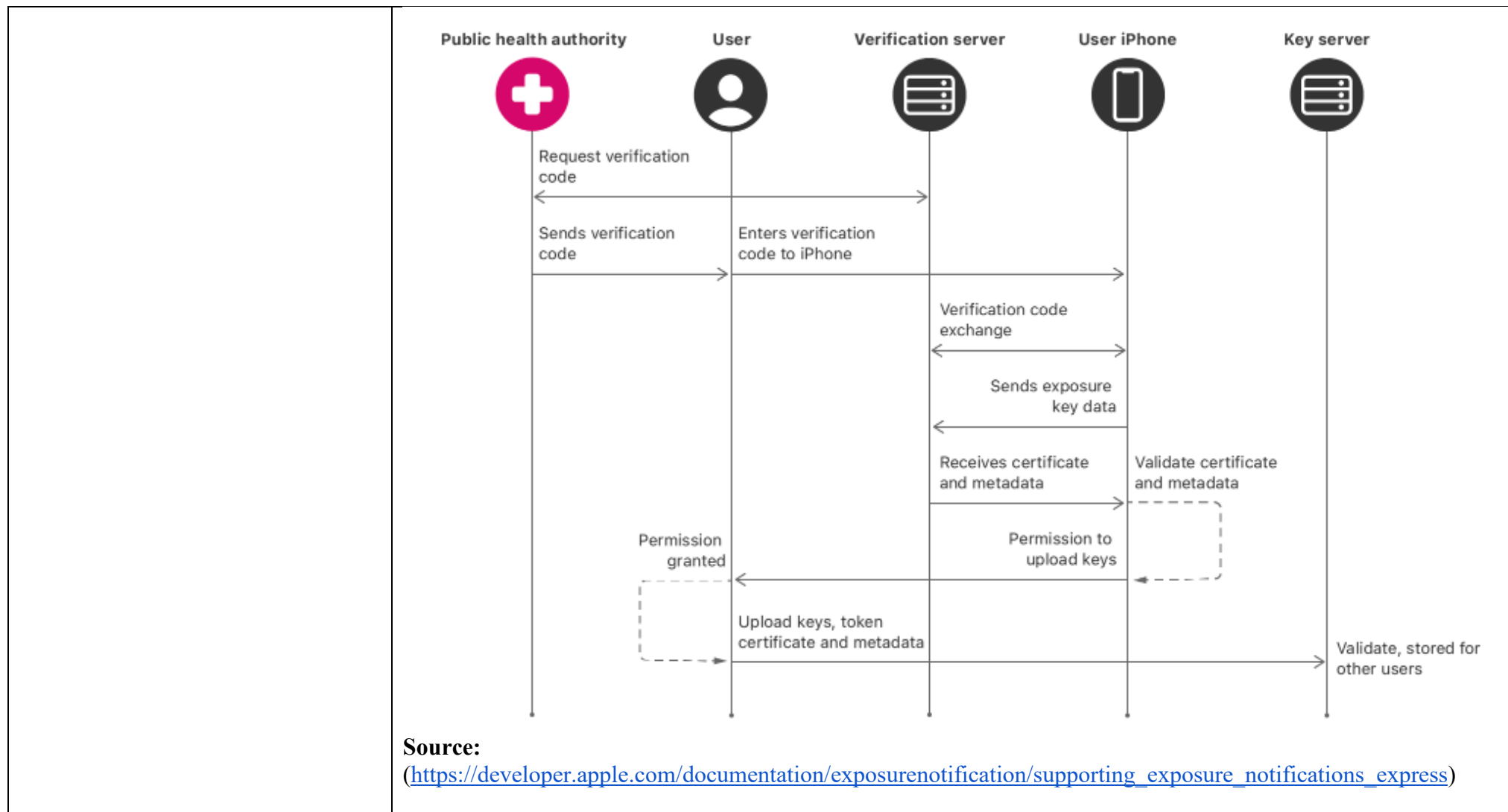
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<sup>1</sup> Plaintiff provides this exemplary claim chart for the purposes of showing one basis of infringement of one of the Patents-in-suit by Defendant's Accused Products as defined in the Complaint. This exemplary claim chart addresses the Accused Products broadly based on the fact that the Accused Products infringe in the same general way. Plaintiff reserves its right to amend and fully provide its infringement arguments and evidence thereof until its Preliminary and Final Infringement Contentions are later produced according to the court's scheduling order in this case.

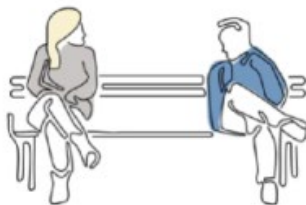
## CLAIM CHART

## U.S. PATENT NO. 9,198,054 B2 – CLAIM 1

Claim 1	Corresponding Structure in Accused Systems – Apple Inc.
<p>[1a] An aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer comprising:</p>	<p>Apple Inc. (“Apple”) provides a contract tracing system that utilizes Bluetooth wireless technology to determine proximity of COVID-19 positive individuals and assess the risk of infection to alert users of this risk, known as the Exposure Notifications System. See <a href="https://www.google.com/covid19/exposurenotifications/">https://www.google.com/covid19/exposurenotifications/</a> and <a href="https://covid19.apple.com/contacttracing">https://covid19.apple.com/contacttracing</a>. The Exposure Notifications System together with various equipment, services, components, and/or software utilized in providing the Exposure Notifications System collectively include an aggregate location dynamometer (ALD) as described by the meaning of this claim. The Exposure Notifications System is made available by a system owned and/or operated by Apple.</p> <p>“Because infringement liability is not dependent on ownership, e.g., use of a system can infringe (35 U.S.C. § 271), infringement is not dependent on ownership of all limitations of a claim.”</p>
<p>[1b] a network monitor to monitor a wireless network for an indication of a viral event;</p>	<p>Apple’s Exposure Notifications System has the capability to monitor a wireless network through Bluetooth beacon keys to verify and store COVID-19 positive case information, and once validated, send indication of the positive cases to users through a wireless network. The users’ devices then search the keys for matches indicating proximity to COVID-19 positive individuals.</p> <p>The following exemplifies this limitation’s existence in Accused Systems:</p>



Alice and Bob don't know each other, but have a lengthy conversation sitting a few feet apart



Bob is positively diagnosed for COVID-19 and enters the test result in an app from his public health authority



Their phones exchange beacons with random Bluetooth identifiers (which change frequently)



A few days later...

With Bob's consent, his phone uploads the last 14 days of keys for his Bluetooth beacons to the server



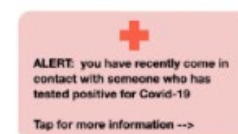
Apps can only get more information via user consent

Apple | Google

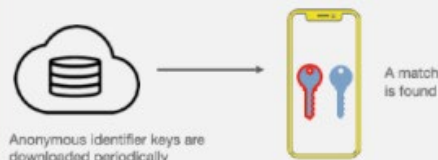
Alice continues her day unaware she had been near a potentially contagious person



Alice sees a notification on her phone



Alice's phone periodically downloads the Bluetooth beacon keys of everyone who has tested positive for COVID-19 in her region. A match is found with Bob's random Bluetooth identifiers.



Sometime later...

Alice's phone receives a notification with information about what to do next.

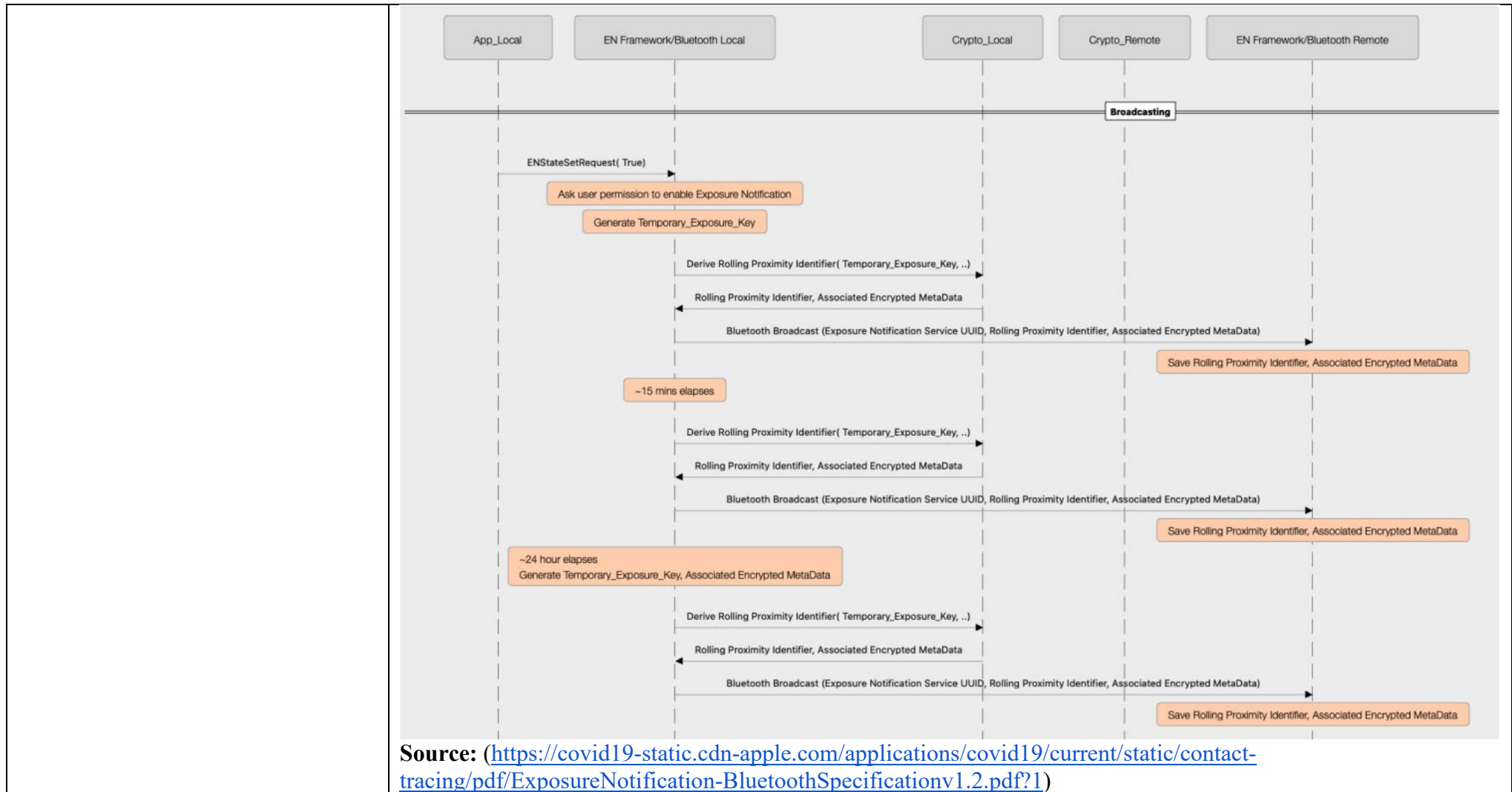


Additional information is provided by the health authority app

Apple | Google

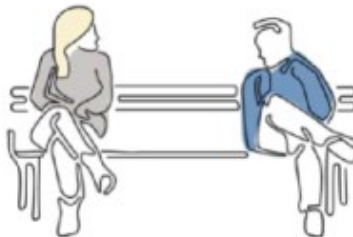
	<p><b>Source:</b> (<a href="https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf">https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf</a> )</p>
<p>[1c] a location aggregator to obtain a location of each of a plurality of wireless devices associated with said viral event;</p>	<p>Apple's Exposure Notifications System includes the ability to exchange Bluetooth proximity identifiers between devices as a form of location aggregation relative to a device. Applications using the Exposure Notification framework "must specify the region for which they work." See <a href="https://developer.apple.com/documentation/bundleresources/information_property_list/endeveloperregion">https://developer.apple.com/documentation/bundleresources/information_property_list/endeveloperregion</a>. The Exposure Notification framework also contains a method to determine if the user traveled outside of their app-associated region. See <a href="https://developer.apple.com/documentation/exposurenotification/enmanager/3644439-getusertraveled">https://developer.apple.com/documentation/exposurenotification/enmanager/3644439-getusertraveled</a>. This demonstrates that the Exposure Notifications System can access location data of each of a plurality of wireless devices associated with the viral event, which in this implementation can be exposure to a COVID-19 positive case.</p> <p>The following exemplifies this limitation's existence in Accused Systems:</p>







Alice and Bob don't know each other, but have a lengthy conversation sitting a few feet apart



Bob is positively diagnosed for COVID-19 and enters the test result in an app from his public health authority



A few days later...

Their phones exchange beacons with random Bluetooth identifiers (which change frequently)



With Bob's consent, his phone uploads the last 14 days of keys for his Bluetooth beacons to the server

Apps can only get more information via user consent

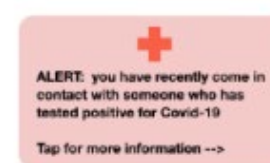


Apple | Google

Alice continues her day unaware she had been near a potentially contagious person



Alice sees a notification on her phone



Sometime later...

Alice's phone periodically downloads the Bluetooth beacon keys of everyone who has tested positive for COVID-19 in her region. A match is found with Bob's random Bluetooth identifiers.

Alice's phone receives a notification with information about what to do next.

	<p><b>Source:</b> (<a href="https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf">https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf</a> )</p>
<p>[1d] a crowd risk determinant, triggered by said network monitor, to determine a crowd risk based on an aggregation of said location of each of said plurality of wireless devices associated with said viral event; and</p>	<p>Apple's Exposure Notifications System includes an algorithm for determining risk after finding a match from the key data. The Exposure Notifications System can use the algorithm to determine exposure risk value based on risk parameters including but not limited to exposure proximity and duration. <i>See</i> <a href="https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration">https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration</a>; <a href="https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration/exposure_risk_value_calculation_in_exposurenotification_version_1">https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration/exposure_risk_value_calculation_in_exposurenotification_version_1</a>; and <a href="https://developer.apple.com/documentation/exposurenotification/exposure_parameter_limits">https://developer.apple.com/documentation/exposurenotification/exposure_parameter_limits</a>.</p> <p>The following exemplifies this limitation's existence in Accused Systems:</p>

### 13. How does the system know when I have been exposed?

The public health authority sets parameters to determine if someone has been exposed. For example, by defining the risk parameters based on estimated time the user has been in contact

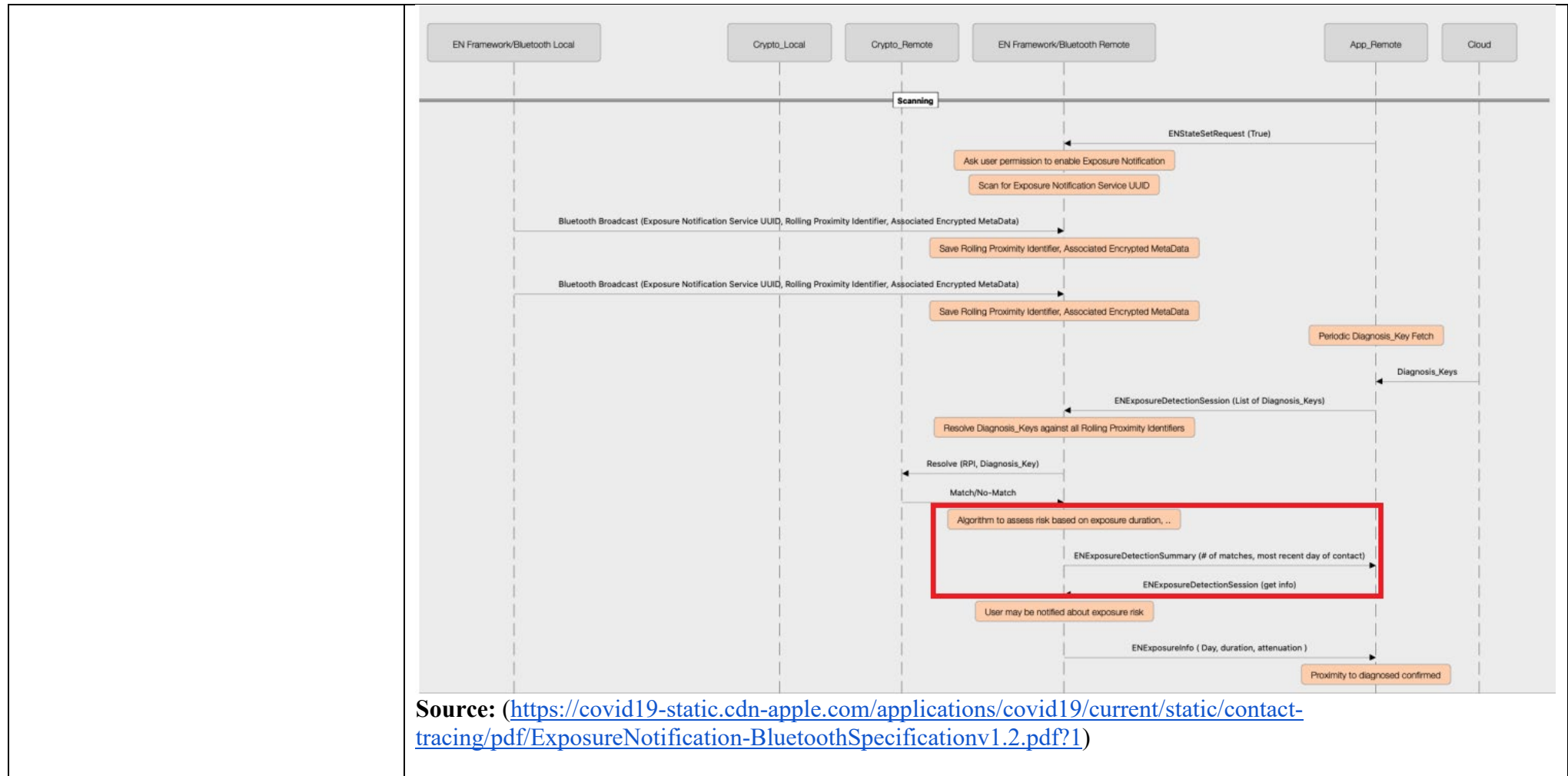
Exposure Notifications - Frequently Asked Questions  
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6

with someone who has been diagnosed as positive for COVID-19 and the approximate distance between the users. Public health authorities will set a minimum threshold for time spent together.

To approximate distance, the system compares the Bluetooth signal strength between the two devices in contact. The closer the devices are, the higher the signal strength recorded. This signal strength can vary significantly based on factors like how the device is being held and as such this only provides an estimate of distance.

Source: (<https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf>)



[1e] an alert module to initiate an alert message relating to a public safety risk determined from an analysis of said viral event.

Apple's Exposure Notifications System contains functionality for sending alert messages to those with potential exposure to COVID-19 positive individuals as determined by the risk algorithm. It allows public health authorities to provide information to exposed individuals.

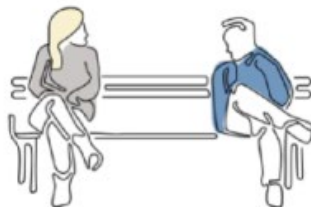
The following exemplifies this limitation's existence in Accused Systems:

### **3. How can technology augment conventional contact tracing?**

Technology can play an important role in those efforts. Mobile devices can be used in an automated and scalable way to help determine who has been exposed to a person who later reports a positive diagnosis of COVID-19. For example, they can be used to send a rapid notification to the exposed person with instructions on next steps. These notifications may be beneficial by alerting an exposed individual faster than they would be notified via conventional contact tracing. They will enable public health authorities to contact and provide guidance to the individual and, where appropriate, include them in conventional contact tracing efforts. Using digital exposure notifications is new and individual health authorities are determining how they best fit into their own public health systems.

**Source:** (<https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf>)

Alice and Bob don't know each other, but have a lengthy conversation sitting a few feet apart



Bob is positively diagnosed for COVID-19 and enters the test result in an app from his public health authority



A few days later...

Their phones exchange beacons with random Bluetooth identifiers (which change frequently)



With Bob's consent, his phone uploads the last 14 days of keys for his Bluetooth beacons to the server



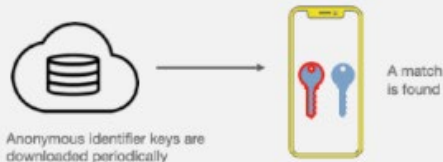
Apple | Google

Alice continues her day unaware she had been near a potentially contagious person

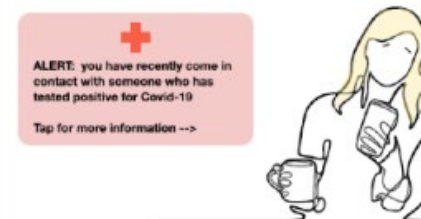


Sometime later...

Alice's phone periodically downloads the Bluetooth beacon keys of everyone who has tested positive for COVID-19 in her region. A match is found with Bob's random Bluetooth identifiers.



Alice sees a notification on her phone



Alice's phone receives a notification with information about what to do next.



Apple | Google

	<b>Source:</b> ( <a href="https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf">https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf</a> )
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**Exhibit D**

**to**

**Complaint**

**for Patent Infringement**

**Claim Chart<sup>1</sup> for the '158**

**Patent**

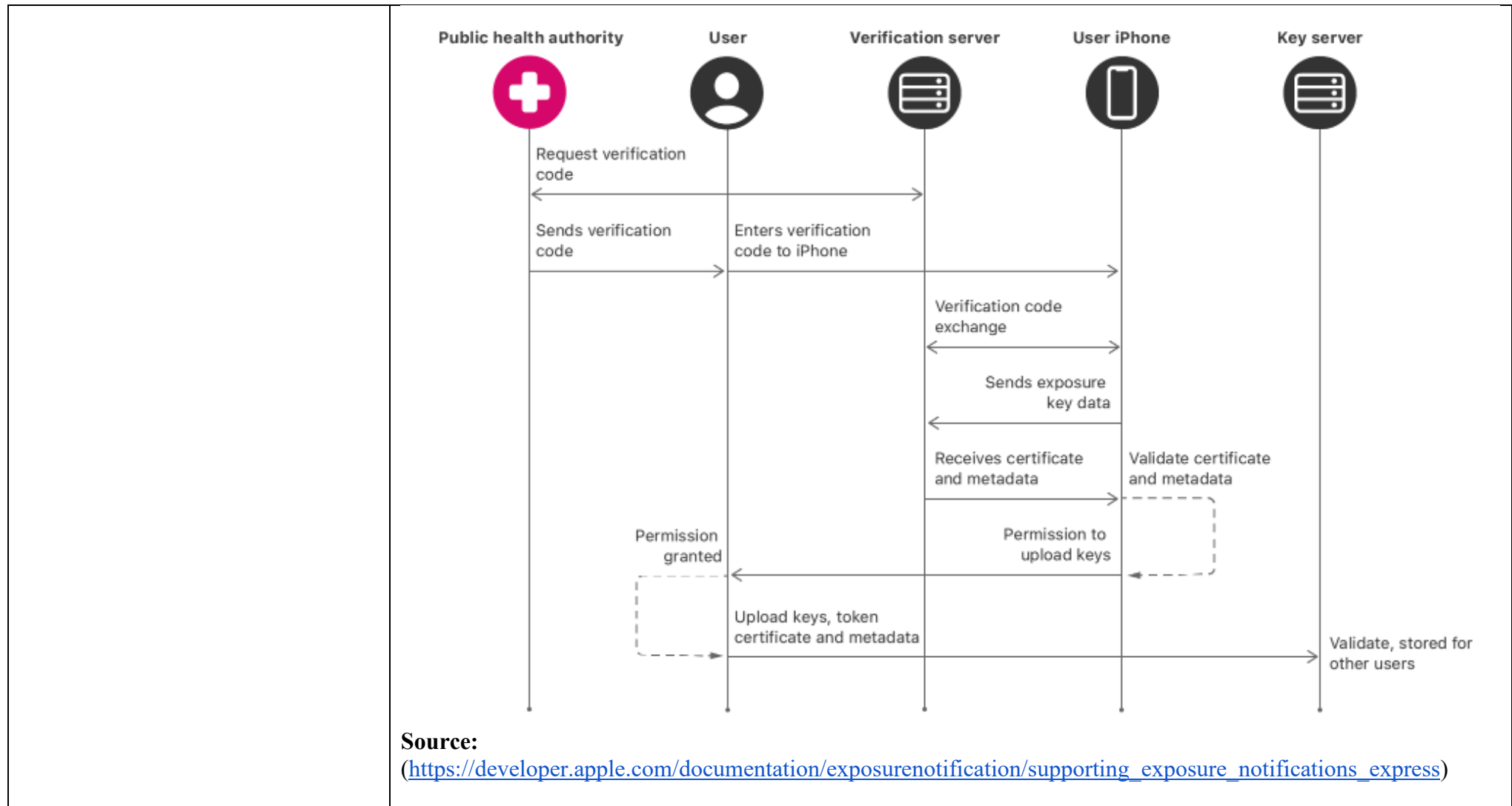
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<sup>1</sup> Plaintiff provides this exemplary claim chart for the purposes of showing one basis of infringement of one of the Patents-in-suit by Defendant's Accused Products as defined in the Complaint. This exemplary claim chart addresses the Accused Products broadly based on the fact that the Accused Products infringe in the same general way. Plaintiff reserves its right to amend and fully provide its infringement arguments and evidence thereof until its Preliminary and Final Infringement Contentions are later produced according to the court's scheduling order in this case.

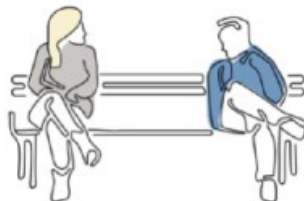
## CLAIM CHART

## U.S. PATENT NO. 9,402,158 B2 – CLAIM 1

Claim 1	Corresponding Structure in Accused Systems – Apple Inc.
<p>[1a] An aggregate location dynamometer in a physical wireless network server, said aggregate location dynamometer comprising:</p>	<p>Apple Inc. (“Apple”) provides a contract tracing system that utilizes Bluetooth wireless technology to determine proximity of COVID-19 positive individuals and assess the risk of infection to alert users of this risk, known as the Exposure Notifications System. See <a href="https://www.google.com/covid19/exposurenotifications/">https://www.google.com/covid19/exposurenotifications/</a> and <a href="https://covid19.apple.com/contacttracing">https://covid19.apple.com/contacttracing</a>. The Exposure Notifications System together with various equipment, services, components, and/or software utilized in providing the Exposure Notifications System collectively include an aggregate location dynamometer (ALD) as described by the meaning of this claim. The Exposure Notifications System is made available by a system owned and/or operated by Apple.</p> <p>“Because infringement liability is not dependent on ownership, e.g., use of a system can infringe (35 U.S.C. § 271), infringement is not dependent on ownership of all limitations of a claim.”</p>
<p>[1b] a network monitor to monitor a wireless network for an indication of a potential viral event indicated by an aggregation of current locations of a plurality of physical wireless devices associated with said potential viral event; and</p>	<p>Apple’s Exposure Notifications System has the capability to monitor a wireless network through Bluetooth beacon keys to verify and store COVID-19 positive case information, and once validated, send indication of the positive cases to users through a wireless network. This information is obtained through the system’s ability to exchange Bluetooth proximity identifiers, or keys, between devices as a form of location aggregation relative to a device. A person with a positive diagnosis can upload their keys. The devices will periodically download and search the confirmed keys for matches indicating proximity to COVID-19 positive individuals. This allows the system to identify potential exposure to the virus between individuals.</p> <p>Applications using the Exposure Notification framework “must specify the region for which they work.” See <a href="https://developer.apple.com/documentation/bundleresources/information_property_list/endeveloperregion">https://developer.apple.com/documentation/bundleresources/information_property_list/endeveloperregion</a>. The Exposure Notification framework also contains a method to determine if the user traveled outside of their app-associated region. See <a href="https://developer.apple.com/documentation/exposurenotification/enmanager/3644439-getusertraveled">https://developer.apple.com/documentation/exposurenotification/enmanager/3644439-getusertraveled</a>. This demonstrates that the Exposure Notifications System has a way to access location data.</p> <p>The following exemplifies this limitation’s existence in Accused Systems:</p>



Alice and Bob don't know each other, but have a lengthy conversation sitting a few feet apart



Bob is positively diagnosed for COVID-19 and enters the test result in an app from his public health authority



A few days later...

Their phones exchange beacons with random Bluetooth identifiers (which change frequently)



With Bob's consent, his phone uploads the last 14 days of keys for his Bluetooth beacons to the server



Google

Alice continues her day unaware she had been near a potentially contagious person



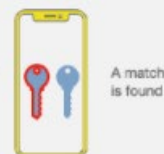
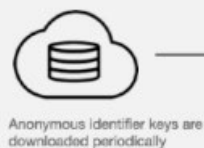
Alice sees a notification on her phone

**ALERT:** you have recently come in contact with someone who has tested positive for Covid-19  
Tap for more information -->



Sometime later...

Alice's phone periodically downloads the Bluetooth beacon keys of everyone who has tested positive for COVID-19 in her region. A match is found with Bob's random Bluetooth identifiers.



A match is found

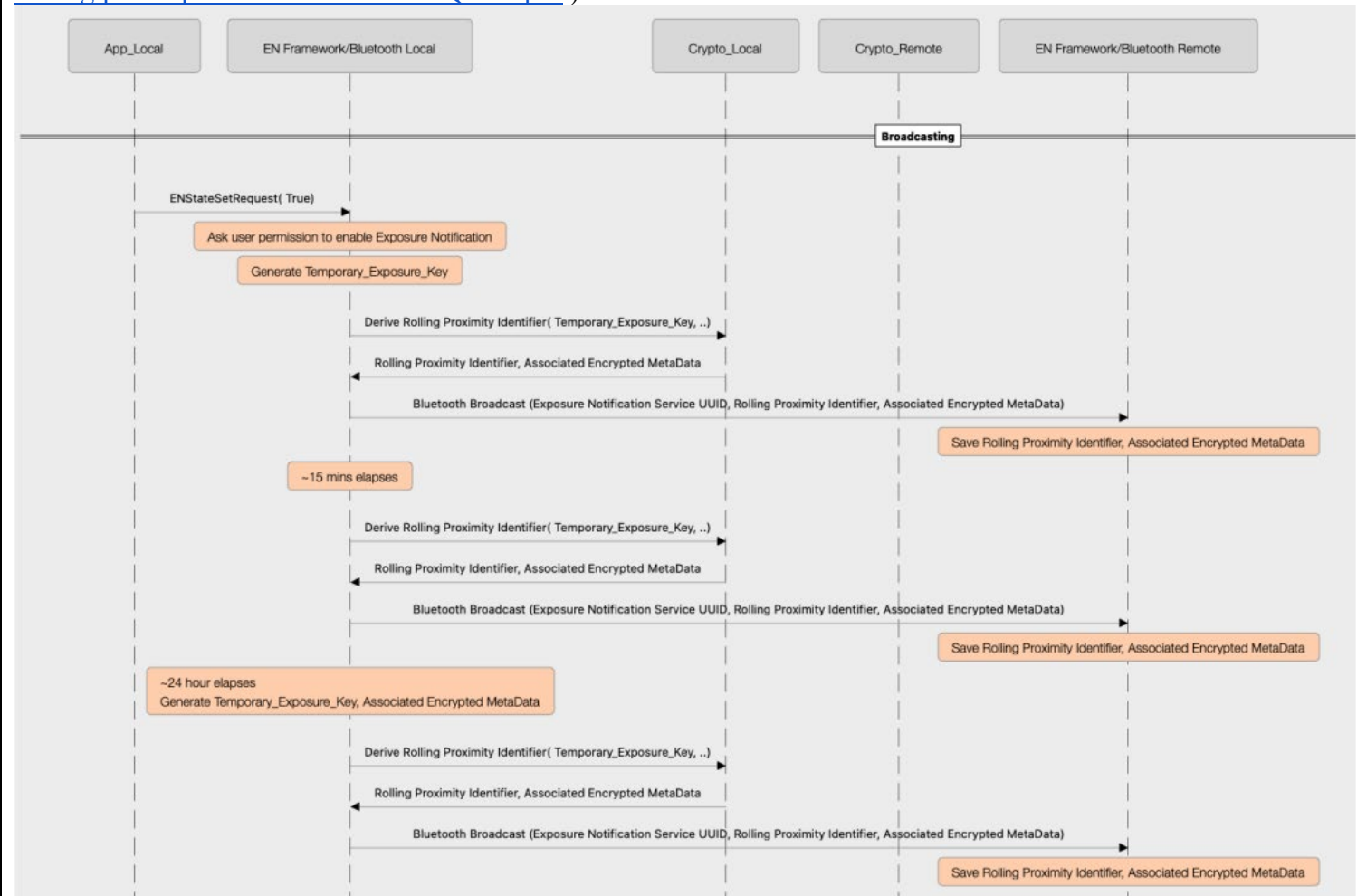
Alice's phone receives a notification with information about what to do next.



Additional information is provided by the health authority app

Google

Source: (<https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf>)



Source: (<https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-BluetoothSpecificationv1.2.pdf?1>)

<p>[1c] a crowd risk determinant to assess said aggregation of said current locations of said plurality of physical wireless devices pertaining to said potential viral event triggered by said network monitor.</p>	<p>Apple's Exposure Notifications System includes an algorithm for determining risk after finding a match from the key data. The Exposure Notifications System can use the algorithm to determine exposure risk value based on risk parameters including but not limited to exposure proximity and duration. <i>See</i> <a href="https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration">https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration</a>; <a href="https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration/exposure_risk_value_calculation_in_exposurenotification_version_1">https://developer.apple.com/documentation/exposurenotification/enexposureconfiguration/exposure_risk_value_calculation_in_exposurenotification_version_1</a>; and <a href="https://developer.apple.com/documentation/exposurenotification/exposure_parameter_limits">https://developer.apple.com/documentation/exposurenotification/exposure_parameter_limits</a>.</p> <p>The following exemplifies this limitation's existence in Accused Systems:</p>
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### 13. How does the system know when I have been exposed?

The public health authority sets parameters to determine if someone has been exposed. For example, by defining the risk parameters based on estimated time the user has been in contact

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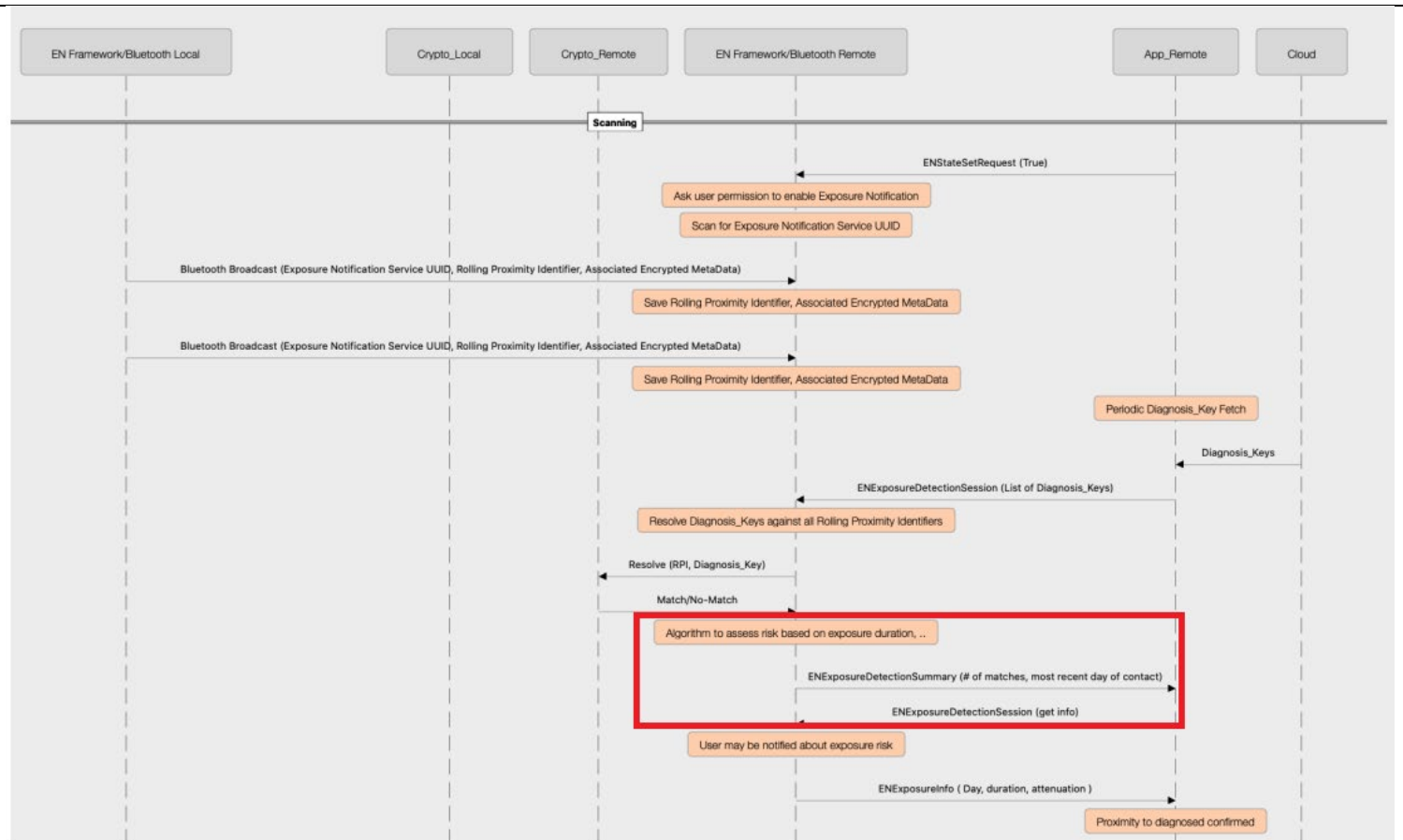
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with someone who has been diagnosed as positive for COVID-19 and the approximate distance between the users. Public health authorities will set a minimum threshold for time spent together.

To approximate distance, the system compares the Bluetooth signal strength between the two devices in contact. The closer the devices are, the higher the signal strength recorded. This signal strength can vary significantly based on factors like how the device is being held and as such this only provides an estimate of distance.

Source: (<https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-FAQv1.2.pdf>)





Source: (<https://covid19-static.cdn-apple.com/applications/covid19/current/static/contact-tracing/pdf/ExposureNotification-BluetoothSpecificationv1.2.pdf?1>)